



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 2.

Subject:

County Administrator's Comments

County Administrator's Comments:

County Administrator:

BS Hammer for CBR

Board Action Requested:

Summary of Information:

Ms. Mary Ann Curtin, Director, Intergovernmental Relations to provide a Legislative Update to the Board of Supervisors.

Preparer: Lisa Elko

Title: Clerk to the Board

Attachments:

☐

Yes

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No

#000001



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 5.A.

Subject:

Resolution Recognizing Sergeant Russell L. Hutchison, Jr., Police Department, Upon His Retirement

County Administrator's Comments:

County Administrator: BS Hammer for LPR

Board Action Requested:

The adoption of the attached resolution.

Summary of Information:

Sergeant Russell L. Hutchison, Jr. retired from the Police Department after having provided 25 years of service to the citizens of Chesterfield County.

Preparer: Colonel Carl R. Baker

Title: Chief of Police

Attachments:



Yes



No

#000002

RECOGNIZING SERGEANT RUSSELL L. HUTCHISON, JR. UPON HIS RETIREMENT

WHEREAS, Sergeant Russell L. Hutchison, Jr. retired from the Chesterfield County Police Department on February 1, 2006, after providing 25 years of quality service to the citizens of Chesterfield County; and

WHEREAS, Sergeant Hutchison has faithfully served the county in the capacities of Patrol Officer, Investigator, Detective, and Sergeant; and

WHEREAS, Sergeant Hutchison has served as Field Training Officer, Firearms Instructor, Lead Instructor for the Basic SWAT School, and Lead Instructor for Pursuit Driving and Tactical Building Searches for the Police Basic Academy; and

WHEREAS, Sergeant Hutchison received the 1990 Award for Outstanding Drug Enforcement from the Greater Richmond Informed Parents Association; and

WHEREAS, in 1996, Sergeant Hutchison received the Police Star for Bravery for his actions while rescuing an elderly couple from a burning house; and

WHEREAS, Sergeant Hutchison received a 1996 Valor Award from the Metro Richmond Business Association; and

WHEREAS, Sergeant Hutchison received a Commendation Award for assisting the Federal Drug Enforcement Administration on a PERT tactical team surveillance operation and arrest of a highly dangerous suspect wanted for drugs, firearms, and explosives charges; and

WHEREAS, Sergeant Hutchison received a Commendation for his leadership of the Street Drug Enforcement Unit and was also commended for his dedication to duty, concern for his employees and his efforts to fight the use and distribution of illegal drugs in Chesterfield County; and

WHEREAS, Sergeant Hutchison received a Unit Citation Award while assigned to the Street Drug Enforcement Unit for the unit's accomplishments in 2003, including making 918 arrests, seizing \$61,000 in currency, 57 pounds of marijuana, 800 Ecstasy pills, and 21 weapons, and assisting other units with surveillance during the same time period; and

WHEREAS, Sergeant Hutchison has received numerous letters of appreciation for service rendered to the citizens of Chesterfield County; and

WHEREAS, Sergeant Hutchison has provided the Chesterfield County Police Department with many years of loyal and dedicated service; and

WHEREAS, Chesterfield County and the Board of Supervisors will miss Sergeant Hutchison's diligent service.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 8th day of February 2006, publicly recognizes Sergeant Russell L. Hutchison, Jr., and extends on behalf of its members and the citizens of Chesterfield County, appreciation for his service to the county, congratulations upon his retirement, and best wishes for a long and happy retirement.

AND, BE IT FURTHER RESOLVED, that a copy of this resolution be presented to Sergeant Hutchison, and that this resolution be permanently recorded among the papers of this Board of Supervisors of Chesterfield County.

000003



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 5.B.

Subject:

Recognizing Wayne T. Kirkland, Automotive Maintenance Superintendent, General Services, Upon His Retirement, for 28 Years of Dedicated Service to the County

County Administrator's Comments:

County Administrator: BS Hammer for USR

Board Action Requested:

Adoption of attached resolution.

Summary of Information:

Staff requests the Board adopt the attached resolution recognizing Automotive Maintenance Superintendent Wayne T. Kirkland for 28 years of service to Chesterfield County.

Preparer: Francis M. Pitaro **Title:** Director

Attachments:



Yes



No

#

000004

RECOGNIZING MR. WAYNE T. KIRKLAND UPON HIS RETIREMENT

WHEREAS, Mr. Wayne T. Kirkland retired February 1, 2006 after providing 28 years of dedicated and faithful service to Chesterfield County; and

WHEREAS, Mr. Kirkland began his service June 1, 1977, as an Automotive Parts Technician, in the Pupil Transportation Department, Chesterfield County Public Schools; and

WHEREAS, Mr. Kirkland has seen the county's school bus fleet grow from 325 to more than 500 buses; and

WHEREAS, Mr. Kirkland was instrumental in the development of school bus maintenance support and services with modern cutting edge technology tools and equipment; and

WHEREAS, Mr. Kirkland led his staff in achieving a 97 percent daily school bus availability rate; and

WHEREAS, Mr. Kirkland consistently performed his duties and responsibilities in a professional manner and placed the welfare and safety of students, faculty, citizens and fellow county employees above his own personal comfort and feelings and will be missed by his fellow co-workers and customers.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 8th day of February 2006, publicly recognizes Mr. Wayne T. Kirkland and extends appreciation for his 28 years of dedicated service to the county, congratulations upon his retirement, and best wishes for a long and happy retirement.

AND, BE IT FURTHER RESOLVED that a copy of this resolution be presented to Mr. Kirkland and that this resolution be permanently recorded among the papers of this Board of Supervisors of Chesterfield County, Virginia.

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 6.

Subject:

Work Session on Projected Revenues for the FY2007 and FY2008 Biennium and the Chesterfield Community Services Board Proposed FY2007 Budget

County Administrator's Comments:

Conduct work session

County Administrator:

BS Hammer for CBR

Board Action Requested:

The Board is requested to hold a work session to review projected revenues for the FY2007 and FY2008 biennium and to review the Chesterfield Community Services Board FY2007 proposed budget.

Summary of Information:

A work session to review proposed revenues for the FY2007 and FY2008 biennium has been scheduled for this date. In addition, the Chesterfield Community Services Board will present its proposed budget at this work session.

The County Administrator's overall proposed budget will be presented on March 6th. Work sessions on the proposed budget will take place over the next two months.

A copy of the planned presentations is attached.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

Attachments:



Yes



No

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FY2007 & FY2008 Projected Revenues

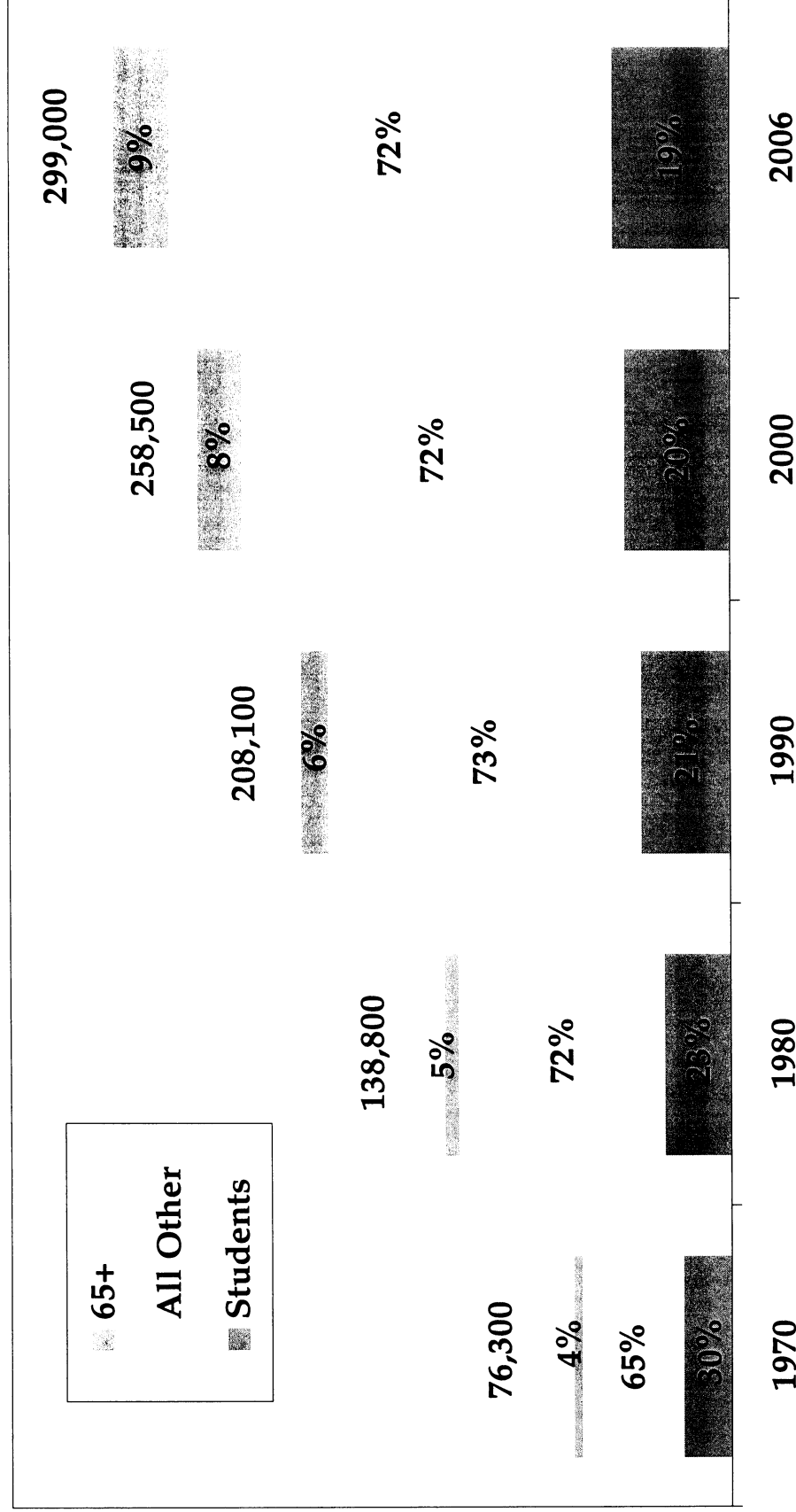
Budget Work Session
February 8, 2006

Chesterfield's Seven Strategic Goals

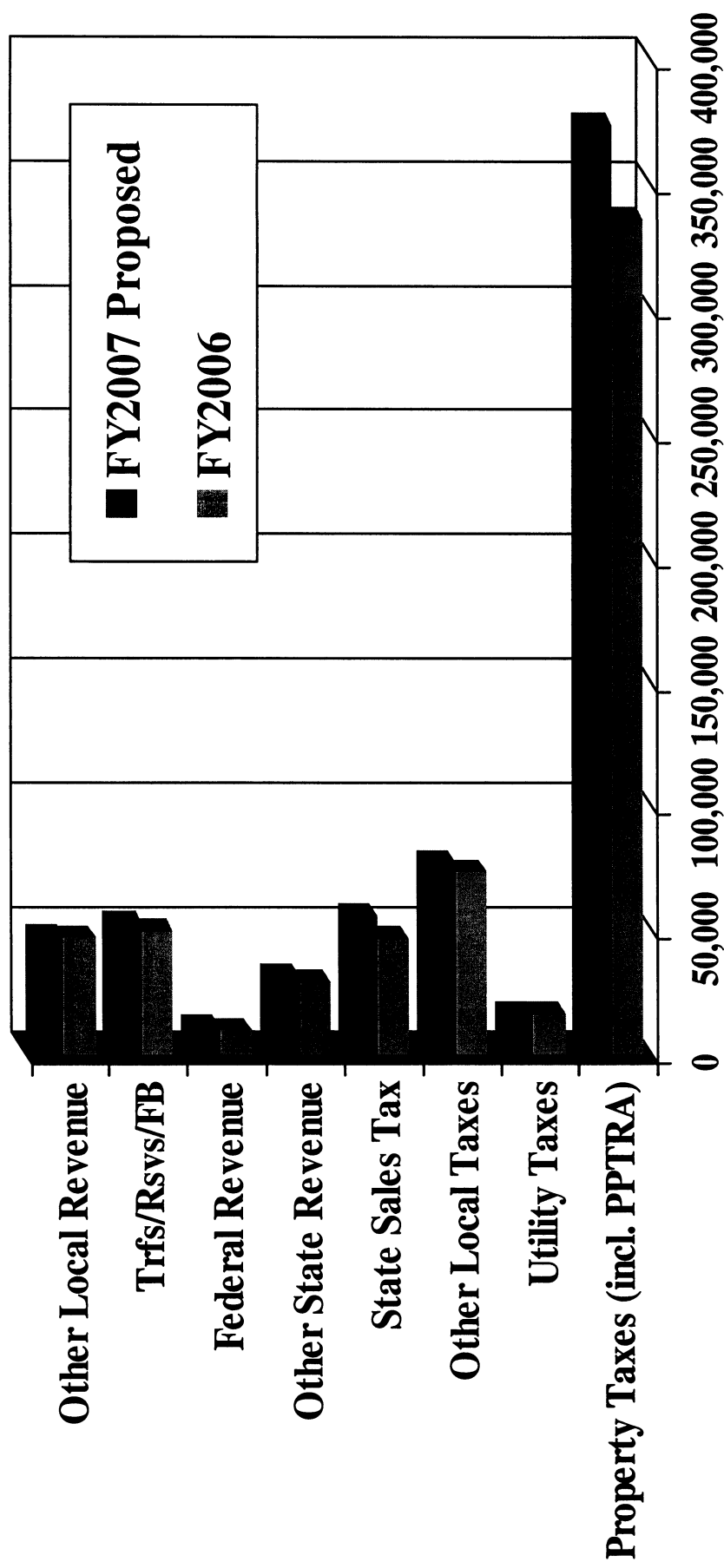
- Goal #1: To be exemplary stewards of the public trust and a model for excellence in government.
- Goal #2: To provide world-class customer service.
- Goal #3: To be known for extraordinary quality of life.
- Goal #4: To be the safest and most secure community.
- Goal #5: To be the employer of choice.
- Goal #6: To be the First Choice business community.
- Goal #7: To be responsible protectors of the environment.

Chesterfield County Population

1970-2006



FY2006 Adopted vs. FY2007 Proposed Revenues (\$ in 000s)



General Fund Revenues

FY95 and FY2005 Actuals

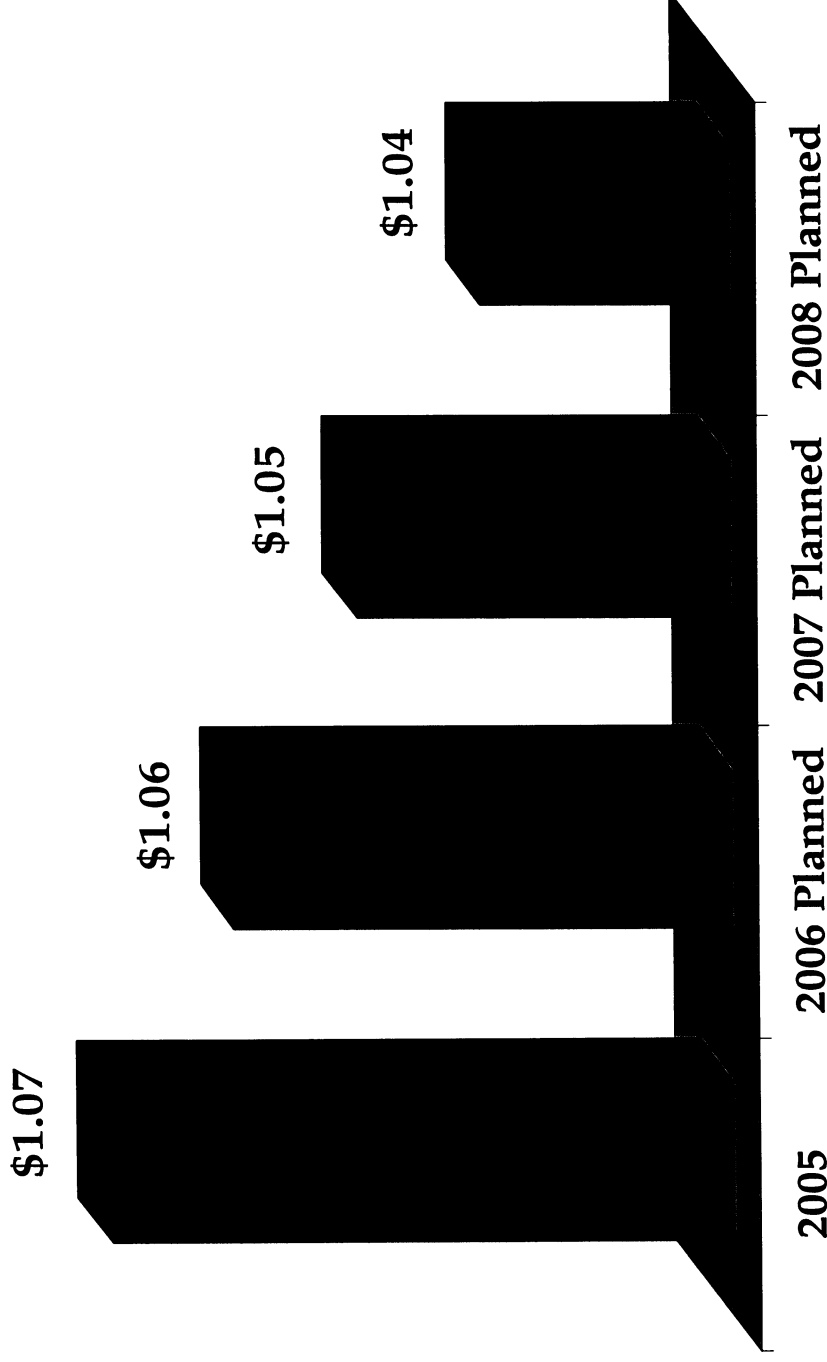
	<u>FY95</u>	<u>% of Total</u>	<u>FY2005</u>	<u>% of Total</u>
Real Property Taxes	\$113.3	37.7%	\$218.3	39.7%
Personal Property Taxes	45.7	15.2%	84.2	15.3%
Local Sales and Use Tax	19.8	6.6%	34.7	6.3%
Business License Taxes	13.2	4.4%	16.4	3.0%
Other Taxes	32.8	10.9%	55.4	10.1%
State Revenue	42.4	14.1%	72.6	13.2%
Federal	13.2	4.4%	9.5	1.7%
Charges for Services	5.5	1.8%	24.7	4.5%
Licenses and Permits	5.8	1.9%	11.1	2.0%
Use of Money and Property	2.5	0.8%	1.8	0.3%
Fines and Forfeitures	1.0	0.3%	2.2	0.4%
Other	<u>5.2</u>	<u>1.7%</u>	<u>19.2</u>	<u>3.5%</u>
TOTAL REVENUES	\$300.4	100%	\$550.1	100%

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Personal Property Taxes for FY2005 include the state's \$41.4 million PPTRA reimbursement

Real Estate Taxes

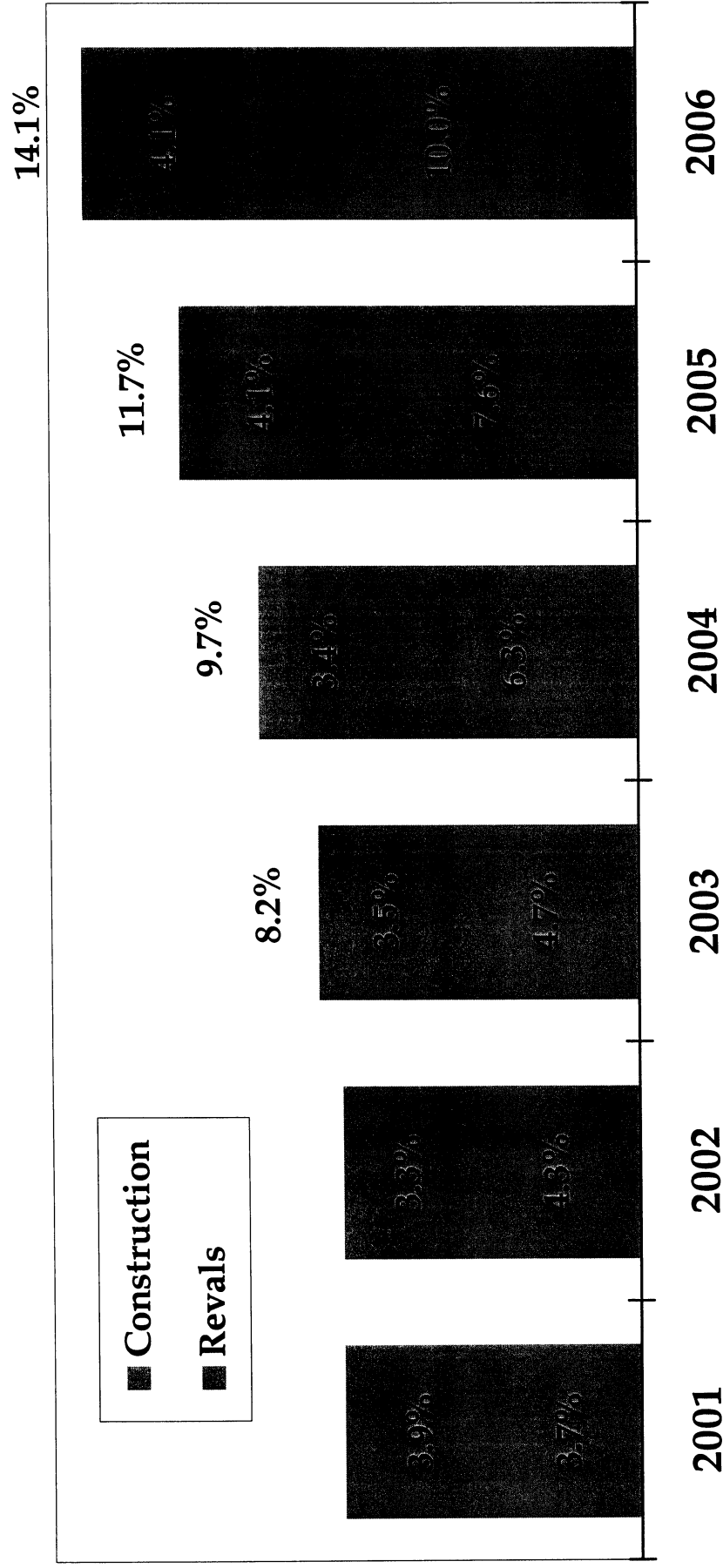
Tax Rate Assumptions



Total revenue impact of \$11.9 million over fiscal years 2006, 2007 and 2008 compared to a constant rate of \$1.07

Real Estate Assessed Value

% Change 2001-2006

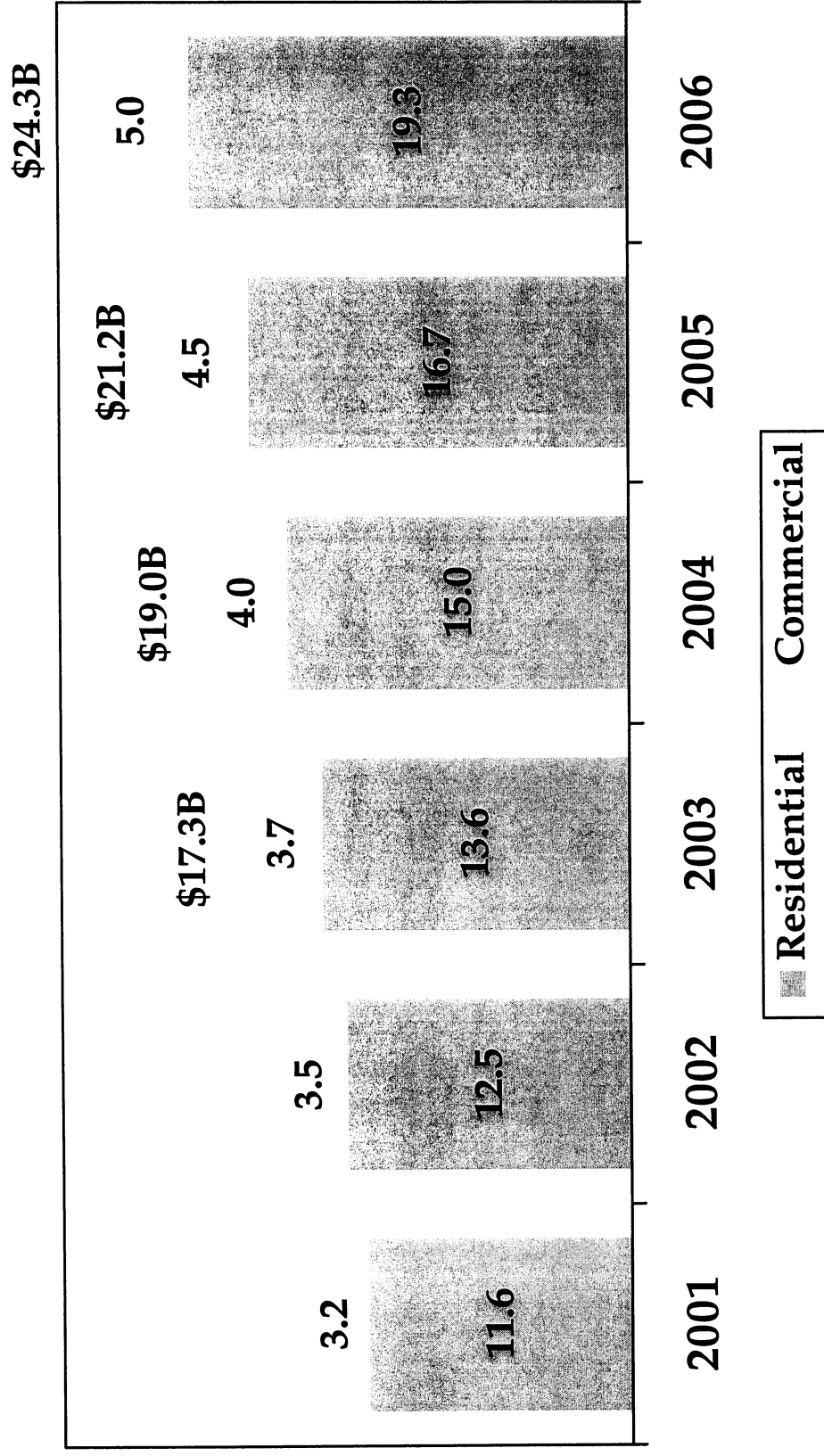


January 1 of respective year

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Real Estate Assessed Value

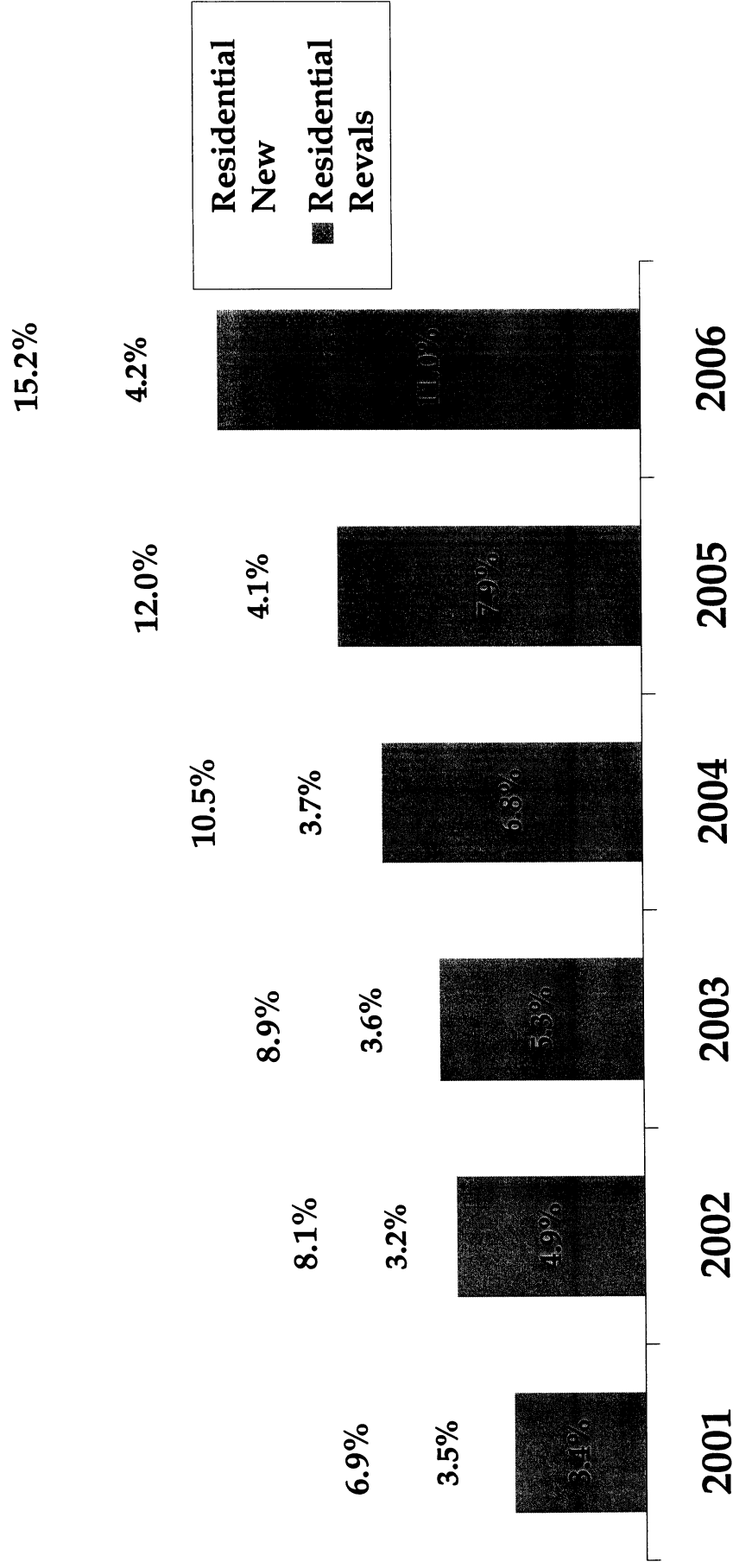
\$ Change 2001-2006



January 1 of respective year

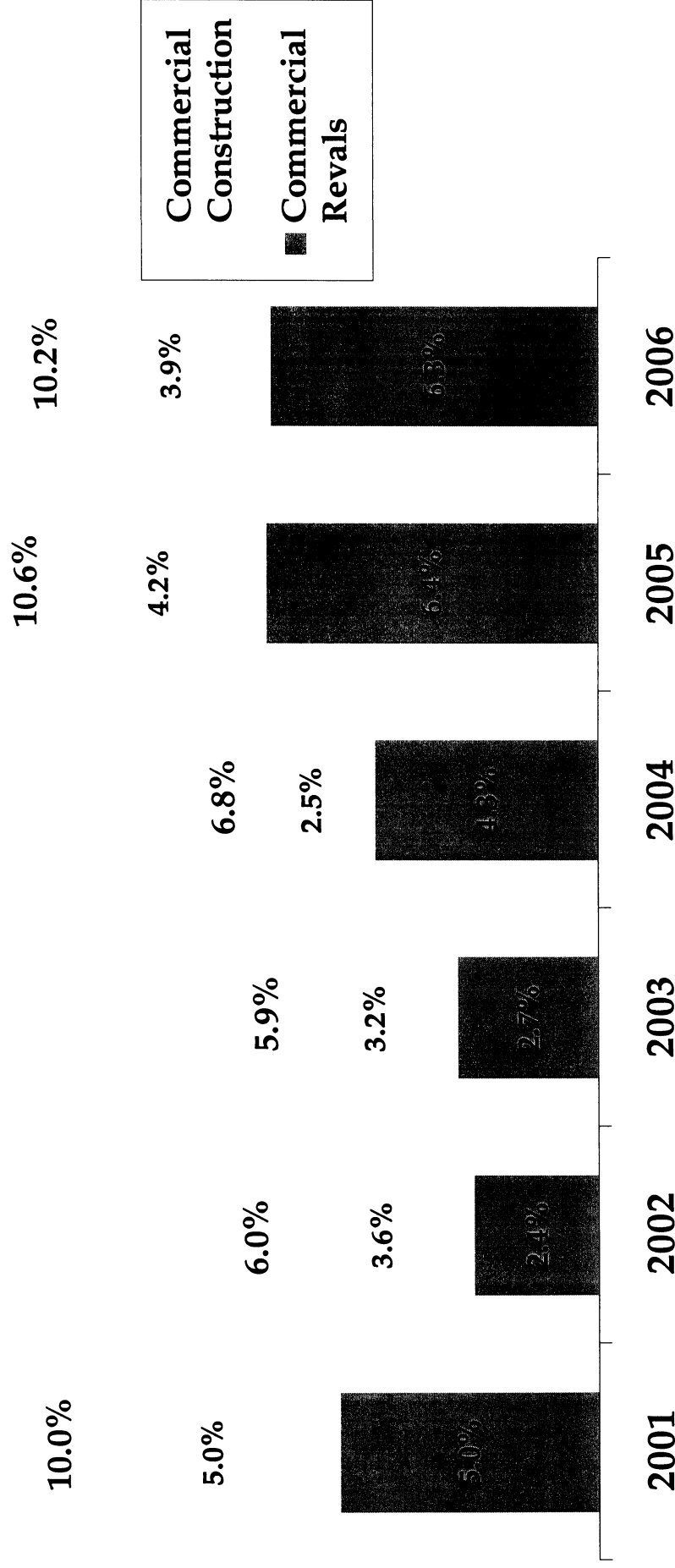
Real Estate Assessed Value

Residential Growth Rates



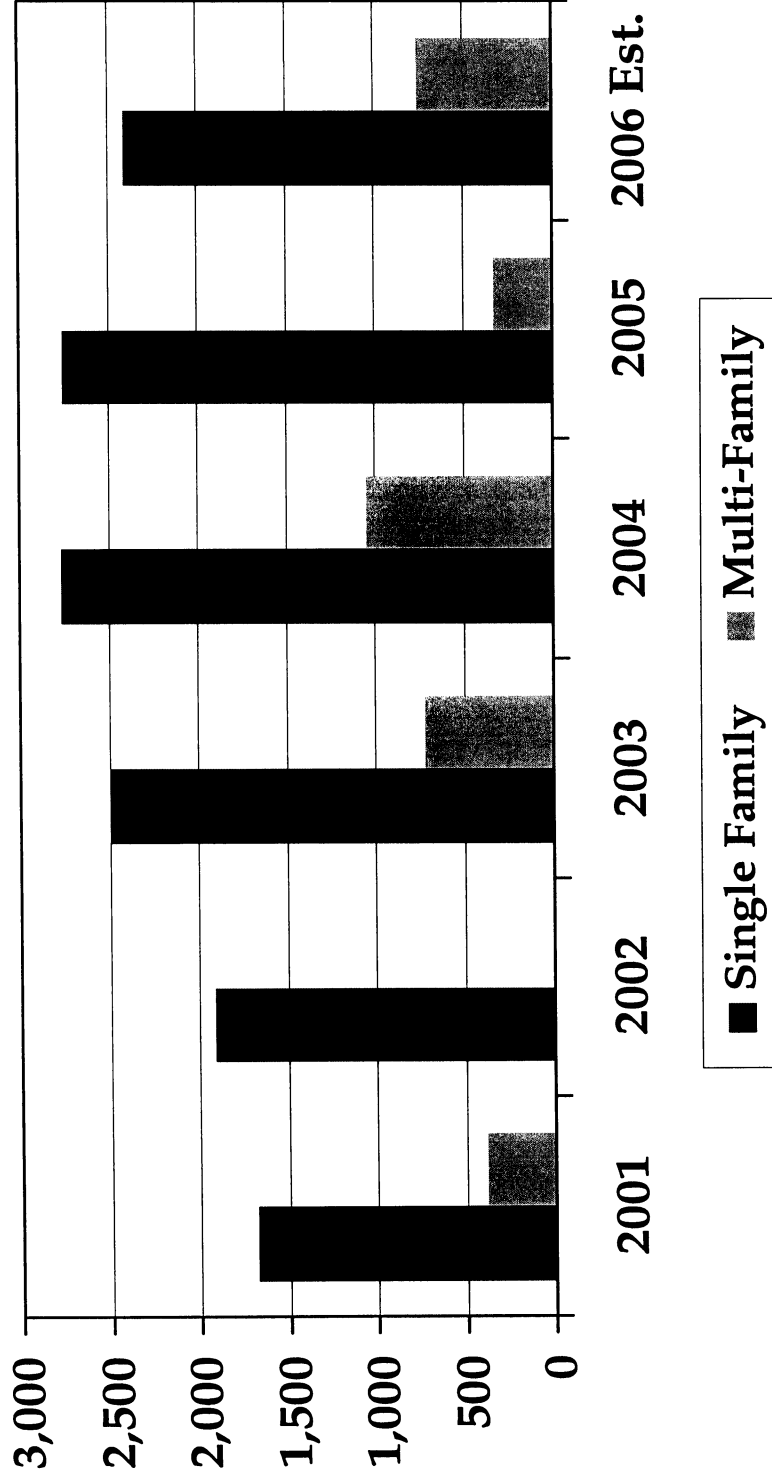
Real Estate Assessed Value

Commercial/Industrial Growth Rates



Building Permits

Single Family & Multi-Family 2001-2006 Est. (Calendar Year)



Single Family includes townhouses and condominiums

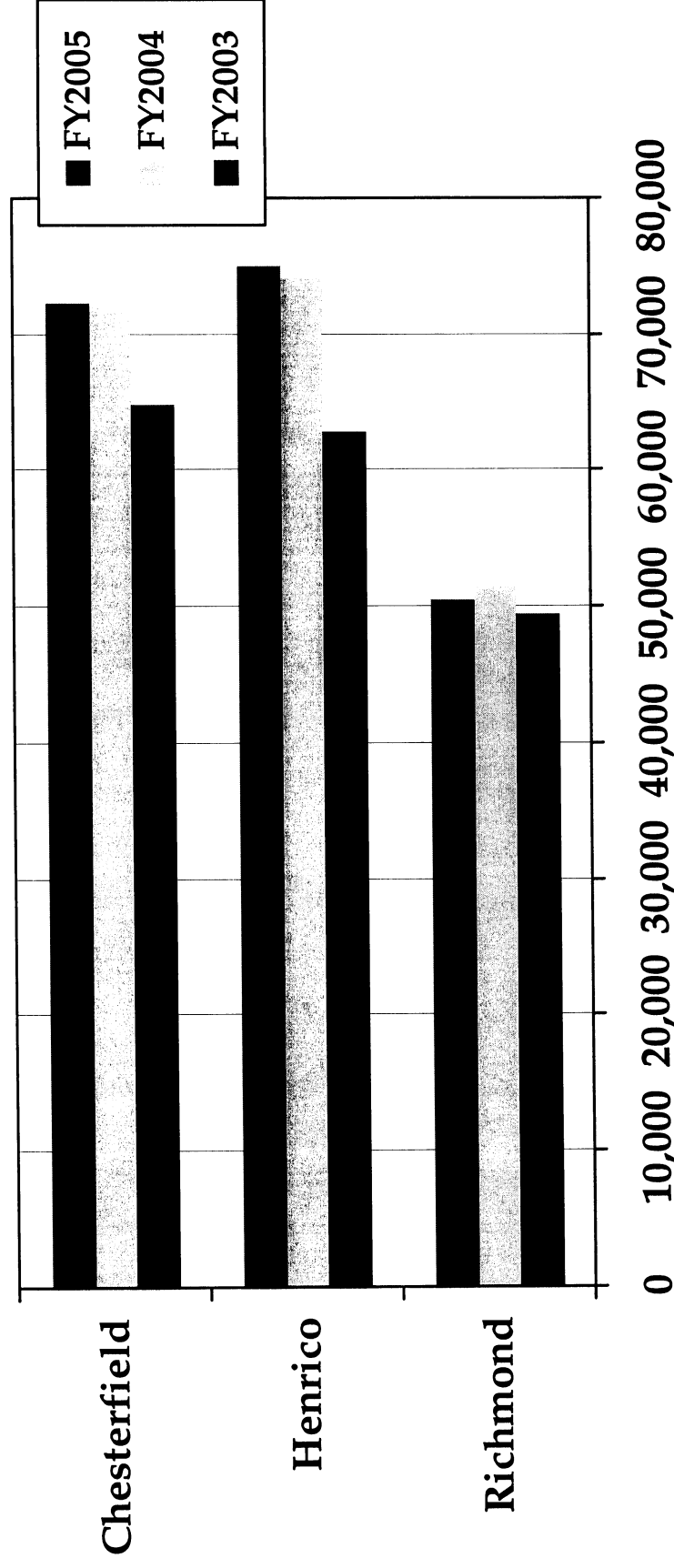
Multi-Family represents apartment units

Source: Department of Building Inspection

Personal Property Taxes

- Maintains current rate of \$3.60 / \$100.
- New and used vehicle registrations for FY2005 increased slightly from FY2004. The first half of FY2006 shows a decrease in registrations when compared with the same period in FY2005.
- Projecting a conservative 1.6% increase in property tax revenues for 2006 due to the potential impact of decal elimination. FY2007 and FY2008 assume normal growth rates.

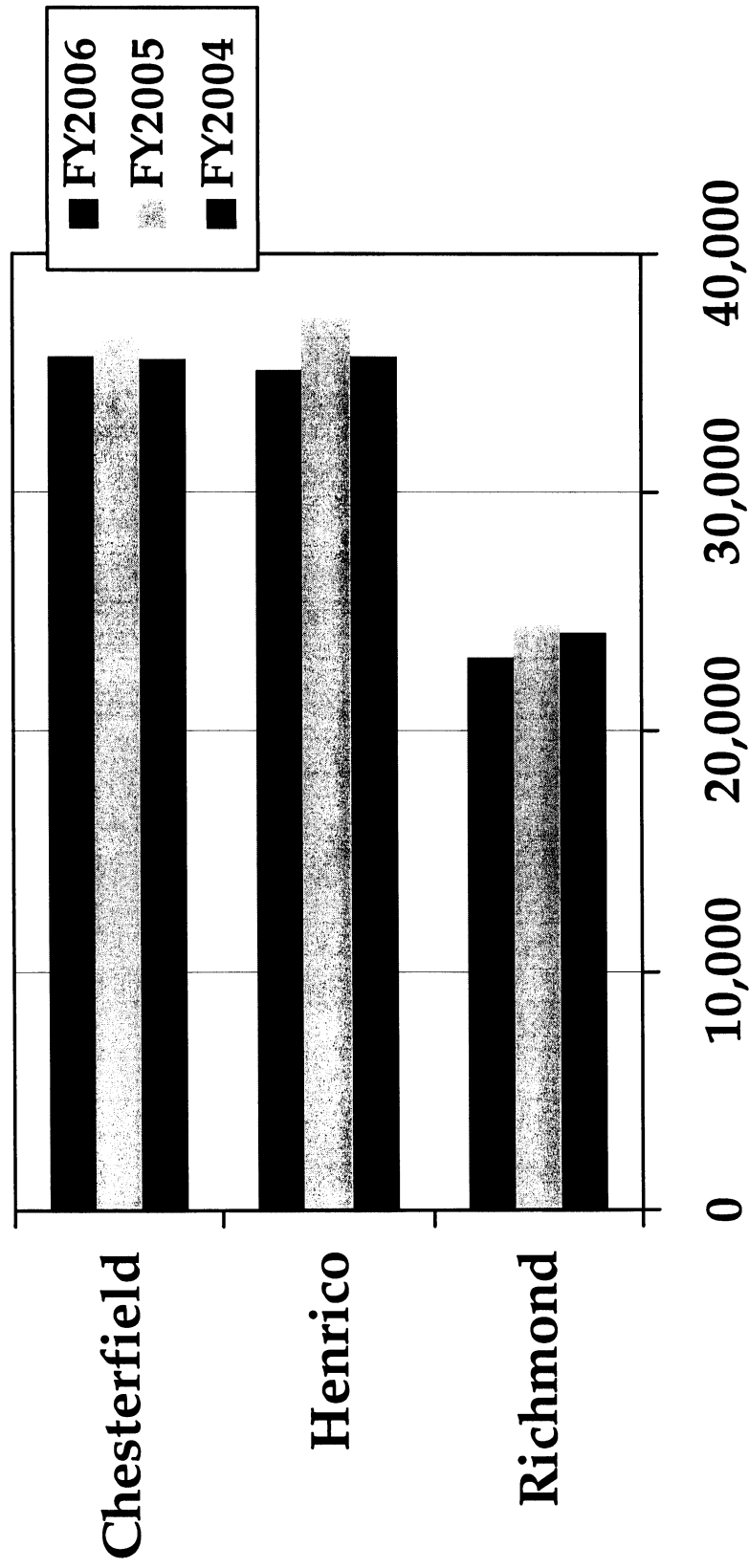
Number of New and Used Car Registrations



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Source: DMV monthly reports, reported by fiscal year

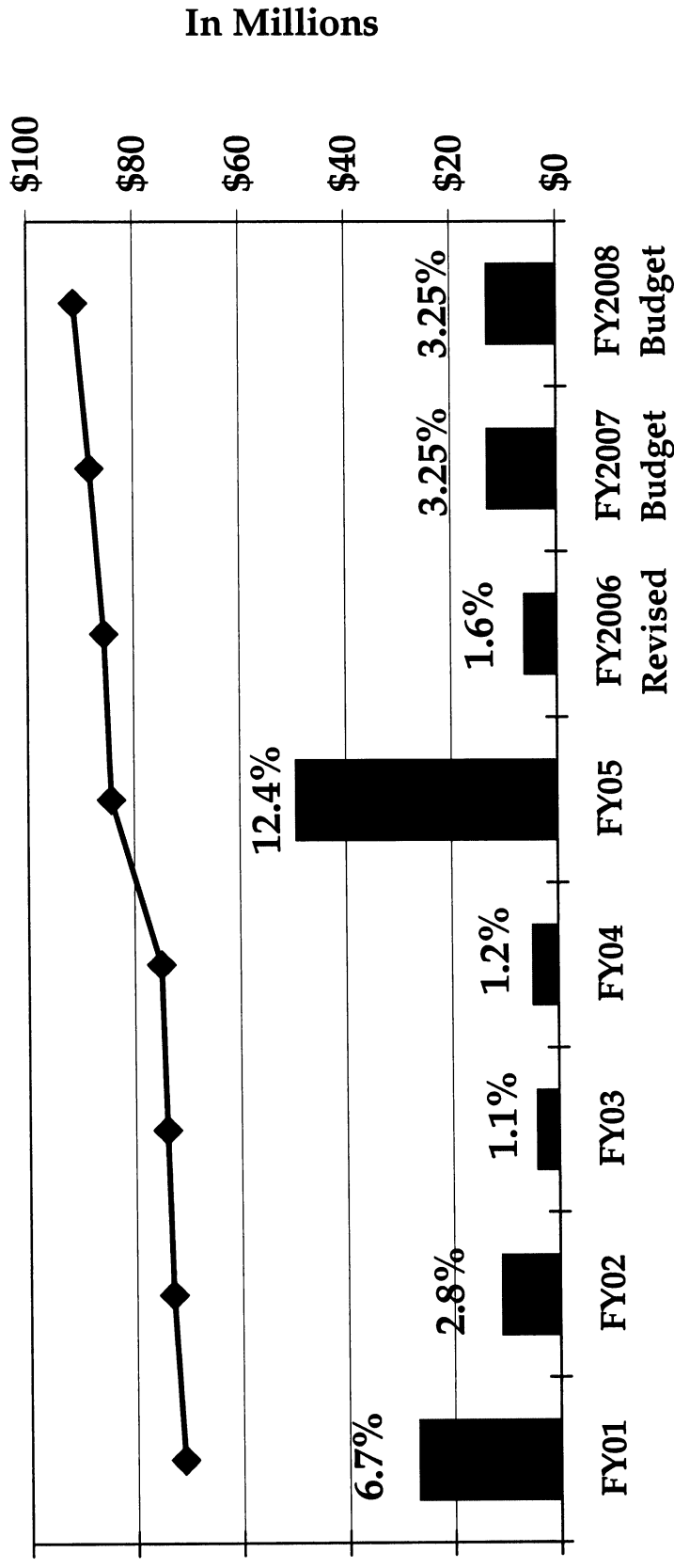
Number of New and Used Car Registrations (July - December)



Source: DMV monthly reports

Personal Property Revenue

% Change FY01-FY2008 Proposed



FY01-FY05 reflect actual revenue; FY01-FY2008 include PPTRA reimbursements from the state. Revised FY2006 reflects the potential impact of decal elimination.

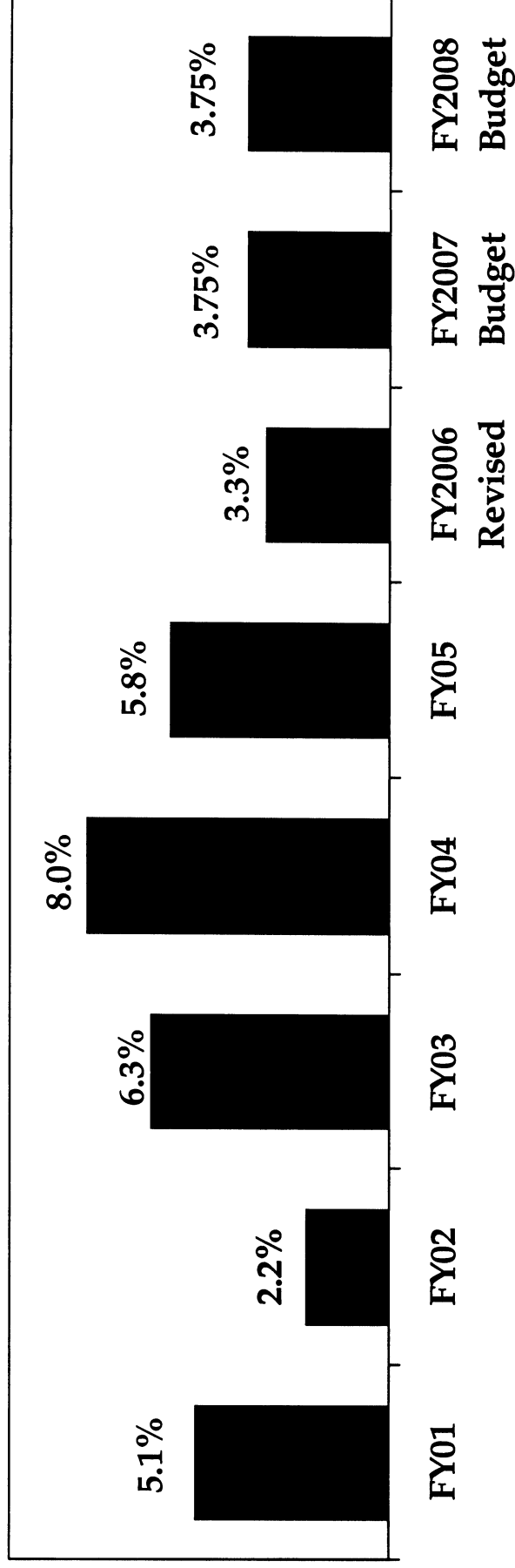
Note: Does not include Public Service Personal Property

Local Sales Tax

- Local sales tax receipts strong for the third consecutive year. FY2005 was 5.8% over FY2004 receipts.
- For FY2006, currently projecting a 3.3% increase for the year over FY2005 receipts.
- Chesterfield's share of regional sales tax disbursements improves, from 28.8% to 29.7%.

Local Sales Tax

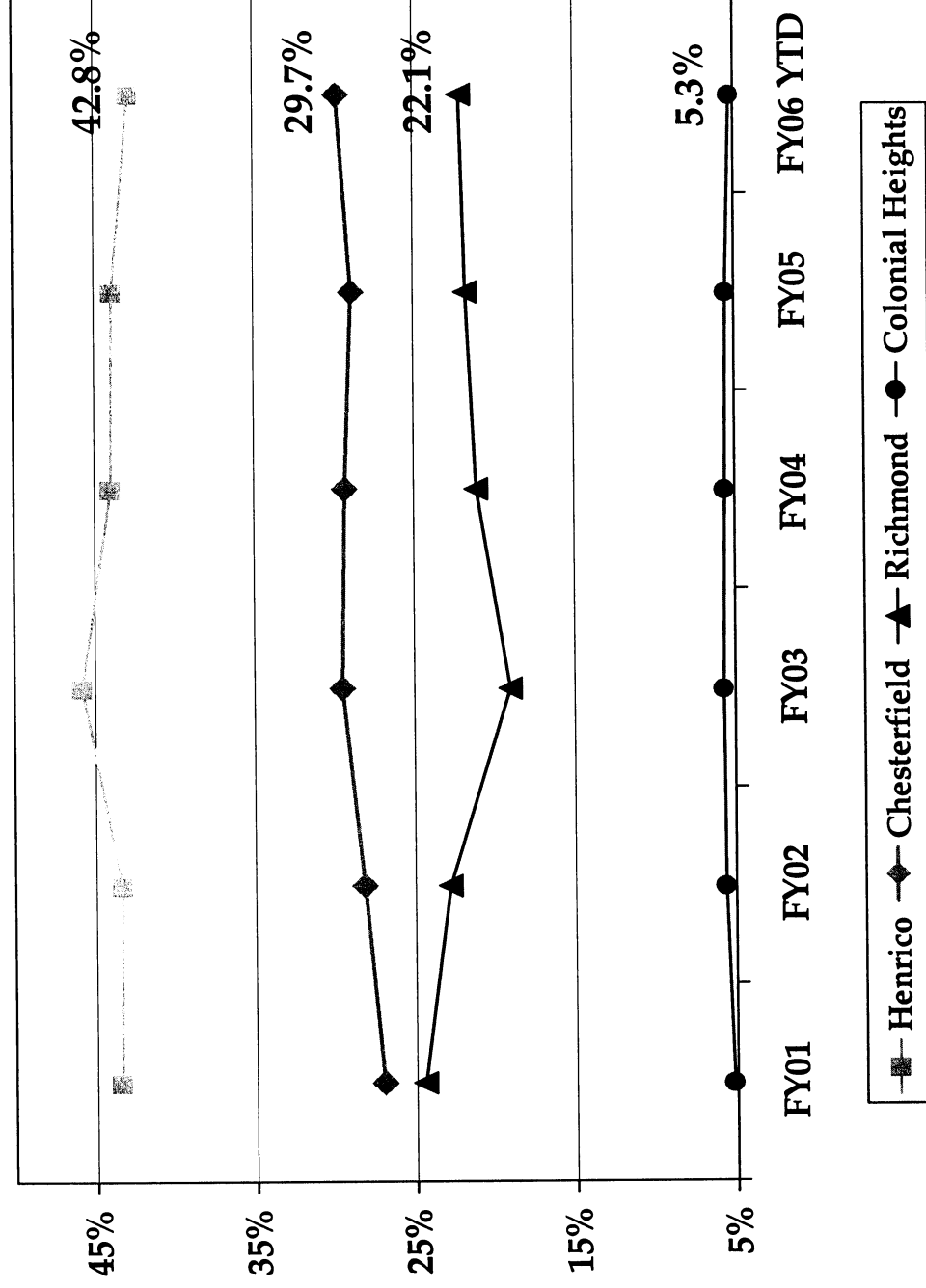
% Change FY01-FY2008 Proposed



FY01-FY2005 reflect actual revenue

Local Sales Tax Percent Distribution

FY01-FY2006 YTD



FY2007 General Fund Sources

(\$ in Millions, Rounded)

	FY2006 <u>Adopted</u>	FY2007 <u>Proposed</u>	<u>Difference</u>
Real Estate Tax	\$248.3	\$279.8	31.5
Personal Property Tax	39.7	47.2	7.5
PPTRA	40.6	41.0	0.4
Other Property Tax	4.4	4.2	-0.3
Penalties/Interest	<u>2.5</u>	<u>1.9</u>	<u>-0.6</u>
Total Property	\$335.6	\$374.1	38.5
Local Sales	35.8	37.1	1.3
Utility Tax	15.6	16.0	0.4
Other Local Taxes	37.4	39.3	2.0
Other Local Revenue	46.5	46.6	0.1
State Sales Tax	46.2	55.4	9.3
Other State Revenue	29.0	30.7	1.8
Federal Revenue	9.4	10.6	1.2
Reserves & Other (excl. FB)	<u>8.3</u>	<u>6.9</u>	<u>-1.4</u>
	\$228.2	\$242.8	14.6
Total Revenue	\$563.7	\$617.0	53.2

FY2007 General Fund Uses

(\$ in Millions, Rounded)

Education	Transfer to Schools		\$27.012
Salaries and Benefits			
Countywide	Proposed FY2007 4% Merit Increase	3.827	
Countywide	VRS Retirement & Life Accident	2.748	
Countywide	Balance of the Prior Year Merit Increase	1.578	
Countywide	Healthcare Rate Increase	1.517	
Countywide	Supp Retirement and Retiree Healthcare	0.689	
Constitutional Officers	Market Salary Adjustments	0.270	\$10.629
Public Safety			
Police/Fire/Sheriff	Salary Adjustments - Half a Year	0.973	
Police/Fire/Sheriff/ECC	Fleet and Radio Shop Charges	0.258	
Police	Temporary Hull Street Station - 3 Sergeants and Lease	0.345	
Police	COPS Grant for 23 Officers - Local Match/Operating	0.194	
Fire & EMS	4-for-Life Payment Increase (Revenue Offset)	0.094	
Fire & EMS	Enon Training Center Operating Costs	0.053	
E911	CADS Annual Maintenance	0.200	
Riverside Regional Jail	Increase in Number of Prisoners	0.700	
Public Safety Departments	Miscellaneous Adjustments	0.442	\$3.259

FY2007 General Fund Uses

(\$ in Millions, Rounded)

Human Services		
MH/MR/SA	Program Enhancements (Revenue Offset)	2.933
MH/MR/SA	Other Operating Adjustments	0.381
Comprehensive Services	Cost Increases	0.565
Social Services	Program Enhancements (Revenue Offset)	0.684
Social Services	Matching Funds for Two Eligibility Workers	0.049
Health	State & Local Compensation Adjustments/Co-op	0.152
Transportation Program	Increase in Access Program Costs	0.300
Libraries	Increased Staffing Plan - Librarians/Clerical	0.200
Parks & Recreation	Park Maintenance and Minor Facility Improvements	0.490
Human Services Departments	Miscellaneous Adjustments	0.350
		\$6.104
Management Services		
Bldgs. & Grounds	New Maintenance Positions/Utility Expenses	0.492
WARR	Curbside Recycling/Transfer Stations	0.509
IST	Hardware/Software Maintenance	0.244
Mgmt. Services Departments	Miscellaneous Adjustments	0.347
		\$1.592

FY2007 General Fund Uses

(\$ in Millions, Rounded)

Non-Departmental

Debt Service	Based on Planned Issuance	2.358
Fund Balance	Per Board Policy	1.000
Community Contracts	Various Organizations	0.316
Tax Relief for Elderly or Disabled	Increased Costs of Expanded Program	1.027
Reserve for CIP	Per Board Policy	1.157
Other	Miscellaneous Adjustments (Revenue Offset)	1.316
		\$7.174

Other Departments

Building Inspections	New Inspectors (Revenue Offset)	0.163
Community Development	GIS, Planning, Economic Development, Admin.	0.515
Risk Management	Cost of Insurance	0.526
Various Departments	Miscellaneous Adjustments	-1.661
		(\$0.457)

TOTAL USES

\$55.313

CURRENT SHORTFALL

(\$2.113)

Initiatives in Budget Preparation

- Departmental budgets generally assume 4% savings due to management of turnover (salaries budgeted at 96%). Savings equals approximately \$4.7 million for FY07.
- Additional funding requests of approximately \$14.0 million for FY07 not addressed at this time.

Initiatives in Budget Preparation

- Continues School/County consolidation in areas of fleet, grounds maintenance, mail service, purchasing and accounting.
- Total quality initiatives continue in county departments-process improvements, costs avoided, cycle time reductions, etc.

Proposed Fee Changes - FY2007 & FY2008

- Building Inspection
- Utilities
- Waste and Resource Recovery
- Sheriff

Proposed Fee Changes - FY2007 & FY2008

Building Inspection

- “Not Ready” fee of \$48
 - 2,900 unnecessary trips in FY2005
 - Encourages changed industry practices & provides cost recovery
 - \$134,000 in FY07
 - Projected to decline thereafter

Proposed Fee Changes - FY2007 & FY2008

Utilities

- Cost driven
- Equitable increase, not based on consumption

Bi-monthly increases for base capacity charges:

Water bill	\$1.30
Wastewater bill	\$1.80
Combined bill	\$3.10

Increase wastewater connection fee:

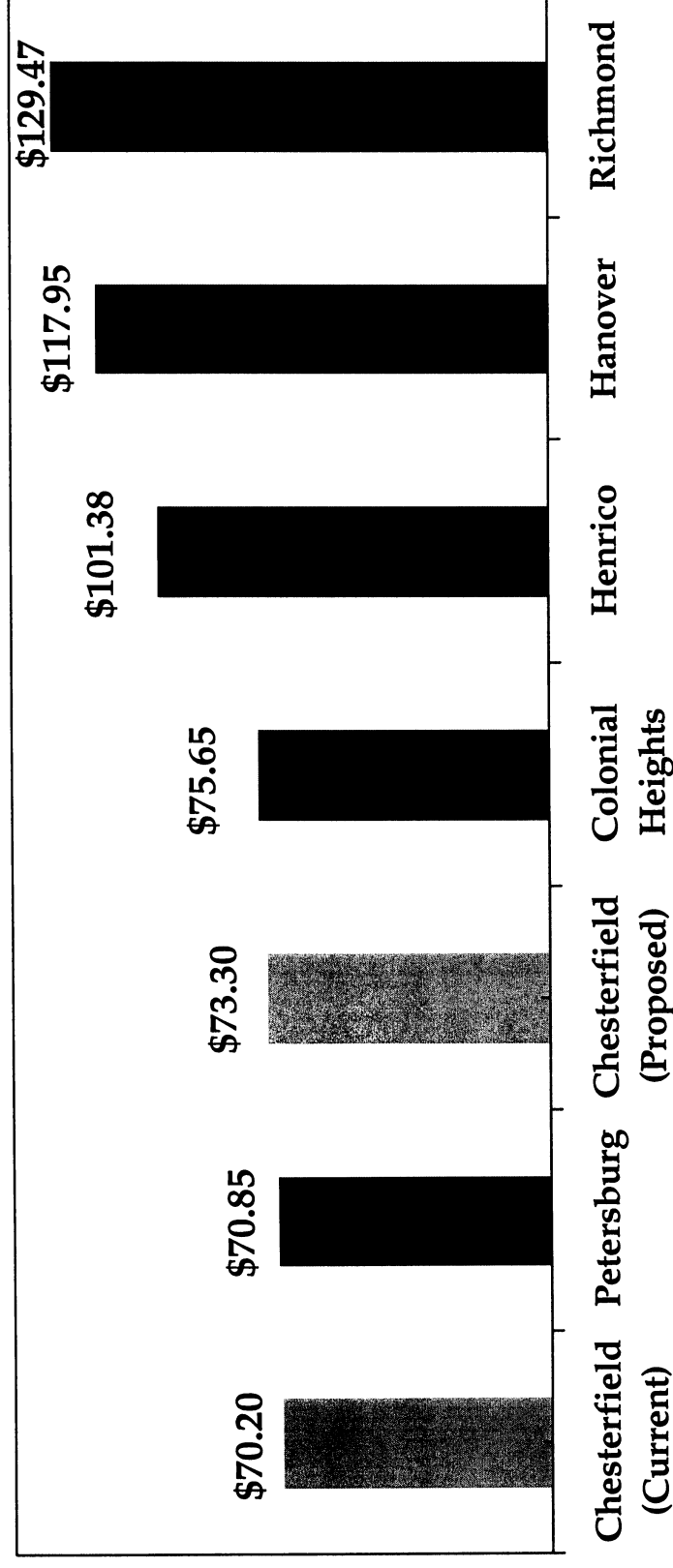
- Last adjusted in 1992

	<u>Current</u>	<u>Proposed</u>
Wastewater connection fee	\$1,465	\$2,050

Proposed Fee Changes - FY2007 & FY2008

Utilities

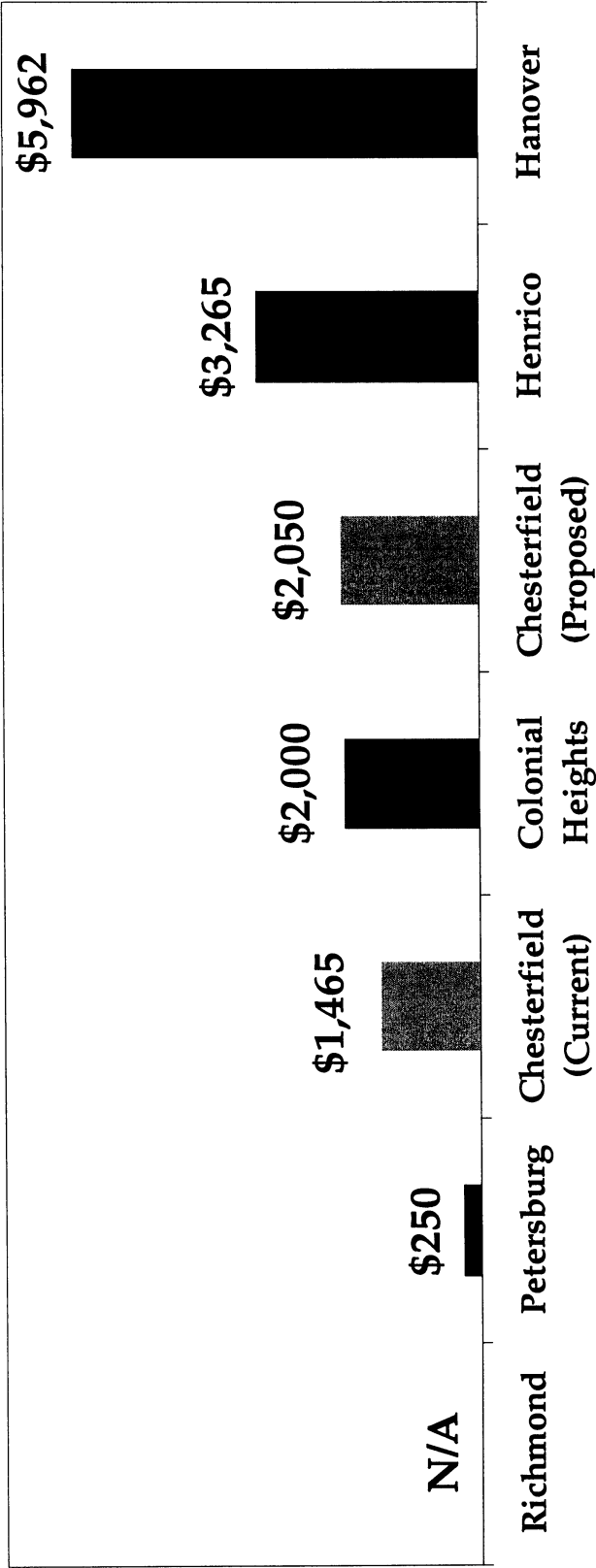
Comparison of 18 CCF Bills
Water and Wastewater Service



Colonial Heights, Hanover, Henrico, Petersburg and Richmond: current rates
Source: Chesterfield County Utilities Department

Proposed Fee Changes - FY2007 & FY2008 Utilities

Comparison of Wastewater Connection Fees



Petersburg, Colonial Heights, Henrico, Hanover: current fees

Proposed Fee Changes - FY2007 & FY2008

Waste and Resource Recovery

- In FY2005 and FY2006 user fee changes were implemented to move toward a “pay as you throw” system.
- FY2007 subsidy: 31%
- Proposing two options for reducing subsidy:
 - Cost Reduction Option
 - Fee Option

Proposed Fee Changes - FY2007 & FY2008

Waste and Resource Recovery – *Cost Reduction Option*

- 2 hours per day reduction in operating hours
 - Currently 7:00 a.m. to 7:00 p.m.
 - Proposed 8:00 a.m. to 6:00 p.m.
 - Eliminates non-peak periods
 - Reduces overtime hours
- No personnel reductions
- \$95,000 savings
- FY2007 subsidy: 29%

Proposed Fee Changes - FY2007 & FY2008

Waste and Resource Recovery – Fee Option

	<u>Current</u>	<u>FY2007</u>	<u>FY2008</u>
Cost	- /\$9.26		
15 Visit	\$60/\$5.26	\$76/\$4.19	\$96/\$2.67
30 Visit	\$110/\$5.59	\$140/\$4.59	\$178/\$3.14
75 Visit	\$220/\$6.33	\$280/\$5.53	\$356/\$4.32
Subsidy	31%	29%	25%

Proposed Fee Changes - FY2007 & FY2008

Waste and Resource Recovery – *Fee Option*

- Staff is also proposing an increase to the refuse collection quarterly administrative fee from \$12 to \$16 in FY2007 and from \$16 to \$20 in FY2008.
- Refuse collections services will still be offered for free to citizens who qualify for the tax relief for the elderly or disabled program.

Proposed Fee Changes - FY2007 & FY2008

Sheriff

<u>New</u>	<u>Daily Fee</u>	<u>Additional Revenue</u>
Inmate Fee	\$1.00	\$57,000

Increases

Work Release Fee	10.00	11,000
Home Electronic Monitoring Fee	10.00	<u>7,000</u>
		\$75,000

(Current fees are \$8.00 / day)

FY2007 & FY2008 Budget Work Sessions

<u>Date</u>	<u>Time</u>	<u>Presentation</u>
Feb. 8	3:30	FY07 & FY08 Revenues Community Services Board
Feb. 22	3:30	Fire Police
March 6 (Monday)	6:00	FY07 & FY08 Budget Social Services Human Services Constitutional Officers

FY2007 & FY2008 Budget Work Sessions

<u>Date</u>	<u>Time</u>	<u>Presentation</u>
March 8	3:30	School Board Management Services
March 22	3:30	Community Development CDBG
March 22	7:00	Public Hearings

FY2007 & FY2008 Budget Work Sessions

<u>Date</u>	<u>Time</u>	<u>Presentation</u>
April 12	3:30	Budget Work Session & Adoption

Note: Additional work sessions may be necessary

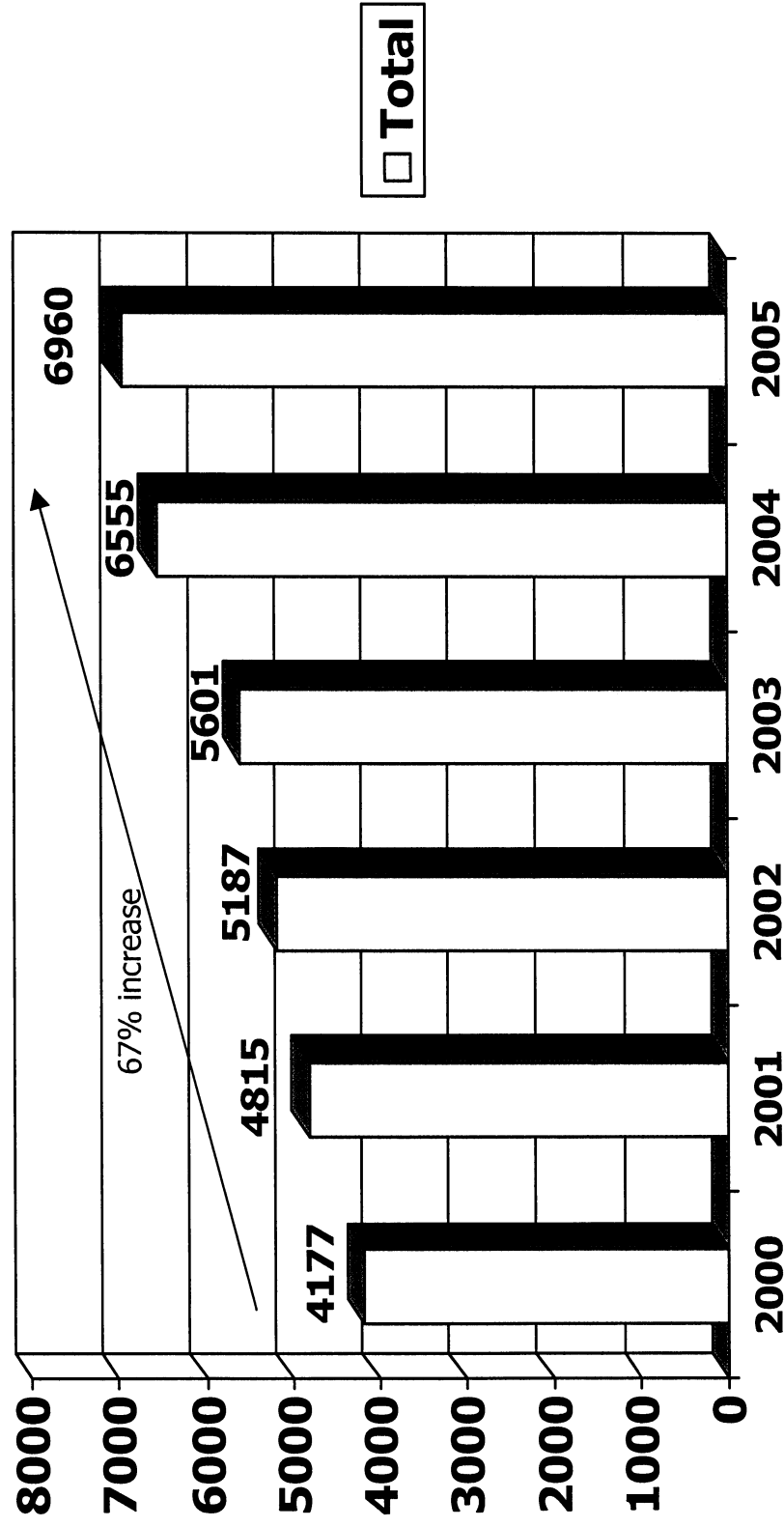
CHESTERFIELD COMMUNITY SERVICES BOARD

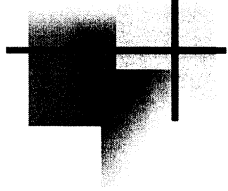


To Be Widely Known As A Highly
Effective And Caring Organization

Rate of Consumers Served Exceeding Population Growth

Numbers Served





NACO Award Winners

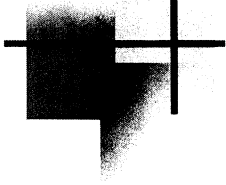
Adult Mental Health and Medical Services

create medication groups:

- increase access to services,
- increase consumer contact with their physician, and
- serve more citizens

Psychiatric Rehab Services provides

community based crisis stabilization to citizens who would otherwise be hospitalized



Balancing Complex Funding

State Non-Mandated CSA

Medicaid SPO

Vocational Rehab

IDEA-Part C

Medicaid Clinic Option

Private Insurance

Federal SA Block Grant

Federal MH Block Grant

Medicare

State Block Grant

County General Fund

TANF

Medicaid Waiver

Regional Services for County Citizens

Two Residential Programs:

- Crisis Stabilization
- Substance Use Treatment

Regional Jail Team

Regional Behavioral Team

Local Inpatient Hospitals

Discharge Assistance Funds

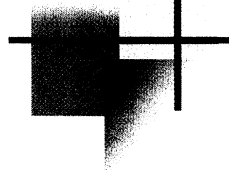
Local community supports

Working with the Schools to Enhance Services

Developing an in-school Day Treatment
program

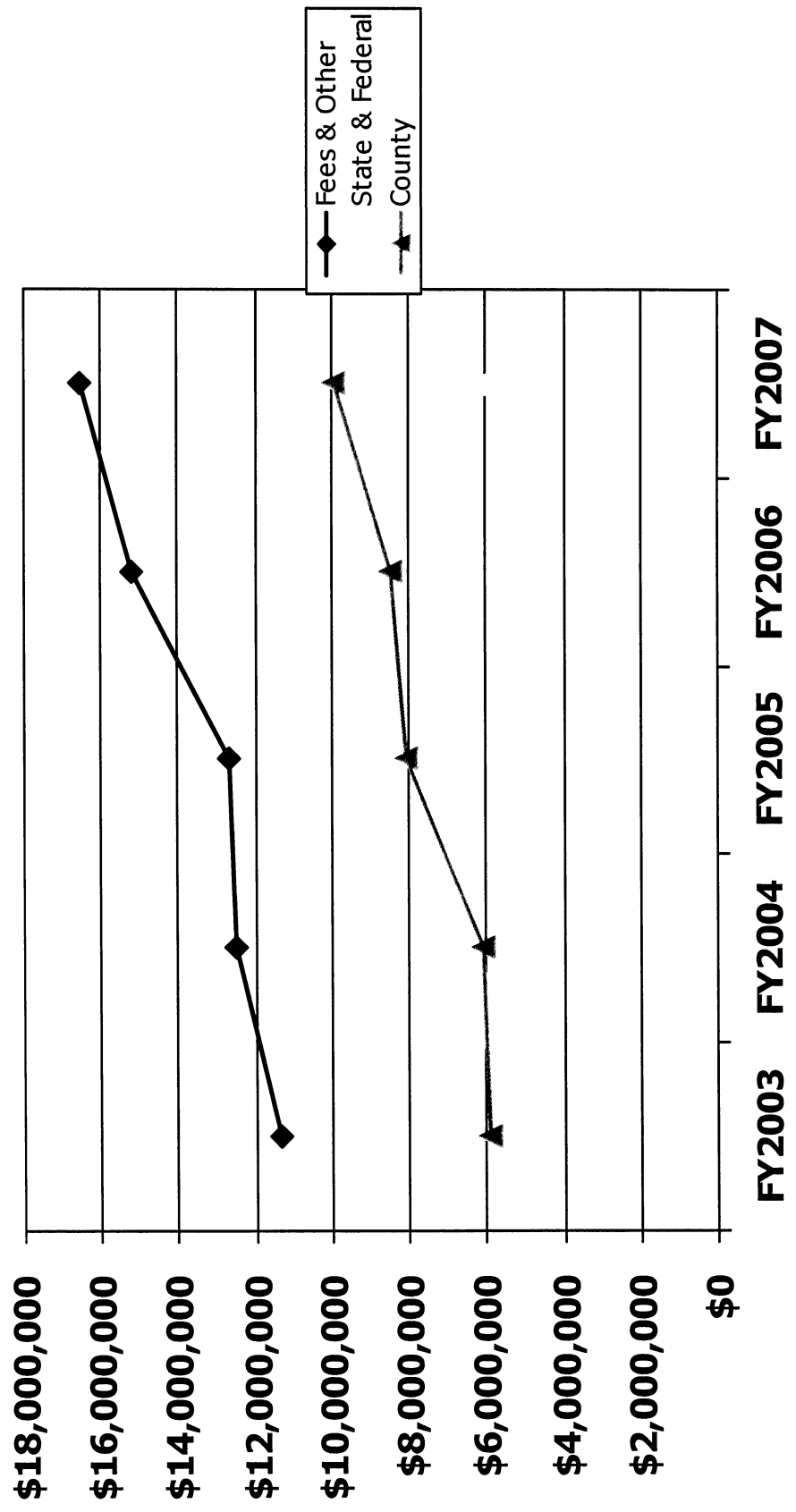
Focusing Prevention Programs to the students
and schools with the greatest need

Ensuring that in-school crises and service
needs are met as quickly as possible with the
student and family needs as the first concern



County Support Is Essential

Revenue History



Resources Needed to Address Gaps in Meeting Citizen Needs

Counselor

- Improve the access of school-age children, adolescents and their families for services
- Current wait up to three months

Psychiatrist and Nurse

- Increase citizen access to services
- Current wait is 6-12 weeks for a new appointment

Resources Needed to Address Gaps in Meeting Citizen Needs

Two Substance Abuse Counselors

- Eliminate the current waiting list
- Current wait is over 20 days

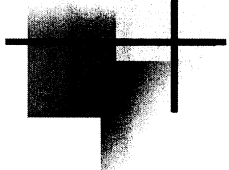
Speech and Language Therapist

- Improve access for developmentally delayed infants
- Current wait – there is no access until school age

Resources Needed to Address Gaps in Meeting Citizen Needs

Funding for citizens with Mental Retardation who need job training and community supports will improve the quality of their lives and that of their families

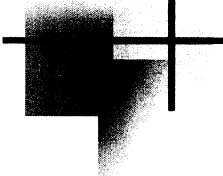
Just this year, two additional programs will move out of the Rogers Building because of inadequate space



Chesterfield County and the CSB - Visionary Partners

Our vision is to be the recognized leader in
government, the standard by which others
measure their progress and success

To Be Widely Known As A Highly Effective
And Caring Organization



Questions?



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

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Meeting Date: February 8, 2006

Item Number: 8.A.1.

Subject:

Nominations/Appointments to the Disability Services Board

County Administrator's Comments:

County Administrator: BS Hammer for LBR

Board Action Requested:

The Board of Supervisors is requested to reappoint/appoint members to serve on the Disability Services Board.

Summary of Information:

The purpose of the Chesterfield Disability Services Board is to provide input to County agencies on service needs and priorities of persons with physical and sensory disabilities; to provide information and resource referral to local government regarding the Americans with Disabilities Act; and to provide such other assistance and advice to local government as may be requested. The Board will not provide direct services nor employ service delivery staff.

The Disability Services Board would like to have **J. Leigh Amason** appointed to our vacant At-Large position on the Board. This vacancy term will be effective immediately and expire December 31, 2008.

Under the existing Rules of Procedure, appointments to boards and committees are nominated at one meeting and appointed at the subsequent meeting unless the Rules of Procedure are suspended by a unanimous vote of the Board members present. Nominees are voted on in the order in which they are nominated. The Board of Supervisors concurs with these appointments.

Preparer: Ngozi Ukeje **Title:** Human Service Specialist

Attachments:

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Yes

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No

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

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Meeting Date: February 8, 2006

Item Number: 8.A.2.

Subject:

Nomination/Appointment to the Community Criminal Justice Board

County Administrator's Comments:

County Administrator:

BS Hammer

Board Action Requested:

It is requested that the Chesterfield County Board of Supervisors approve the nominees for appointment to the Community Criminal Justice Board (CCJB) for balance of two-year terms according to the adopted by-laws of the Community Criminal Justice Board. Appointments correspond to prescribed positions in the Code of Virginia.

Summary of Information:

The Community Criminal Justice Board (CCJB) serves the 12th Judicial Circuit Court consisting of Chesterfield County and the City of Colonial Heights. The purpose is to provide for the development, evaluation and planning of community programs and services for the court in diverting offenders from local correctional facilities.

At the June 14, 1995 Meeting, the Board adopted a Resolution entitled Joint Resolution Providing for the Implementation of the Comprehensive Community Corrections Act (CCCA) and the Pretrial Services Act (PSA); Establishment of the Chesterfield County and City of Colonial Heights Community Criminal Justice Board; and provisions for Joint Exercise of Powers.

The resolution designated the Membership by position, according to the Code of Virginia. The Community Criminal Justice Board members serve for two-year staggered terms; thus ten members are appointed each year.

Preparer: Bradford S. Hammer

Title: Deputy County Administrator

Attachments:



Yes



No

#

000057

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

It is requested that **William B. Bray** be appointed to the Community Criminal Justice Board to serve the balance of a two-year term that commenced July 1, 2005 and ends June 30, 2007. William B. Bray is the newly elected Commonwealth's Attorney for Colonial Heights and would replace Michael W. Lee.

It is requested that **Todd B. Wilson** be appointed to serve the remainder of a two-year appointment that began July 1, 2004 and ends June 30, 2006. Todd B. Wilson is the newly elected Sheriff for Colonial Heights and would replace Wave B. Tench, III.

Under the existing Rules of Procedure, appointments to Boards and Committees are nominated at one meeting and appointed at the subsequent meeting unless the Rules of Procedure are suspended by a unanimous vote of the Board members present. Nominees are voted on in the order in which they are nominated.

000058



Chesterfield County, Virginia Human Services Administration

9901 Lori Road, Room 500 – P.O. Box 40 – Chesterfield, VA 23832
Phone: (804) 748-1350 – Fax: (804) 748-3952 – Internet: chesterfield.gov

Bradford S. Hammer
Deputy County Administrator

TO: Honorable Members, Board of Supervisors
Lane B. Ramsey, County Administrator

FROM: Bradford S. Hammer, Deputy County Administrator for Human Services

DATE: January 24, 2006

SUBJECT: Appointments – Community Criminal Justice Board

The Community Criminal Justice Board (CCJB) serves the 12th Judicial Circuit consisting of Chesterfield County and the City of Colonial Heights. The purpose is to provide for the development, evaluation and planning of community programs and services for the court in diverting offenders from local correctional facilities.

In September 1994, the General Assembly adopted legislation that created the Comprehensive Community Corrections Act and the Pretrial Services Act. These Acts required the creation of a Community Criminal Justice Board (CCJB). At the June 14, 1995 meeting, the Board of Supervisors adopted a Joint Resolution with the City of Colonial Heights creating the Community Criminal Justice Board. On June 13, 1995 the City of Colonial Heights adopted a similar resolution. Sixteen (16) of the twenty (20) Board appointments are in categories prescribed in the Code of Virginia. Four (4) appointments are discretionary with two (2) coming from Colonial Heights and two (2) coming from Chesterfield County. The two (2) discretionary appointments available at this time are from the City of Colonial Heights.

To improve continuity, terms were staggered with one half of the members appointed in one year and one half of the members appointed in the following year.

On January 10, 2006 William B. Bray, newly elected Colonial Heights Commonwealth's Attorney was appointed by the Colonial Heights City Council to serve the remainder of a two-year term, which began July 1, 2005 ending June 30, 2007. At the same meeting, Todd B. Wilson, newly elected Sheriff of Colonial Heights was appointed by City Council to serve the remainder of a two-year term, which began on July 1, 2004 ending June 30, 2006. It is requested the Honorable William B. Bray and the Honorable Todd B. Wilson be appointed as members of the Community Criminal Justice Board. Both Chesterfield and the City of Colonial Heights must confirm all nominees.

We respectfully request the Board to consider appointing these nominees for two-year terms as outlined.

grp



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 8.B.

Subject:

Consideration of Amendments to the 2006 Procedures of the Board of Supervisors to Provide for a Citizen Comment Period at Board Meetings

County Administrator's Comments:

County Administrator: Bob Hammer for CBR

Board Action Requested:

Adoption of Amendments to the 2006 Procedures of the Board of Supervisors To provide for a citizen comment period.

Summary of Information:

At the December 14, 2005 Board of Supervisors meeting, the Board directed the County Attorney to bring recommendations to the Board that would make the process easier for citizens to speak to the Board of Supervisors on unscheduled matters. On January 11, 2006, the Board adopted Procedures governing Board meetings for 2006 which made no changes from the 2005 procedures. The County Administrator has surveyed the practices of localities in Virginia that provide for a public comment time at board or council meetings. The approach to citizen comment periods at meetings varies widely across the state. In addition, staff has reviewed suggestions from County citizens about citizen comment periods. The proposed revisions to the Board's 2006 Procedures create a 30-minute citizen comment period at the evening portion of the meeting for people to speak on any matter relating to County "services, policies and affairs." Each speaker will be limited to five minutes and must sign up to speak prior to 5:00 p.m. on the day before the meeting.

Preparer: Steven L. Micas

Title: County Attorney
70728.3(70727.8)

Attachments:



Yes



No

000060



**2006
PROCEDURES OF THE
BOARD OF SUPERVISORS**

Chesterfield County, Virginia

000061

2006 PROCEDURES OF THE BOARD OF SUPERVISORS

BE IT RESOLVED by the Board of Supervisors of the County of Chesterfield in accordance with Section 3.4 of the County Charter that the following rules of procedures shall govern the conduct of meetings and work sessions of the Board of Supervisors during the **2006** calendar year.

Presiding Officer

Section 1. The Board's parliamentary procedures shall be Robert's Rules of Order, a Manual of General Parliamentary Law, to the extent compatible with law and the historical practices of the Board of Supervisors. The county attorney shall act as parliamentarian to the Board. Any questions involving the interpretation or application of Robert's Rules shall be addressed to the County Attorney.

Section 2. The chairman, or the vice chairman, or in their absence the most senior member of the Board alphabetically, shall preside at all meetings of the board, and on the appearance of a quorum shall call the meeting to order, and the board shall then proceed with its business.

Section 3. The presiding officer shall preserve order and decorum. He may speak, make motions, and vote on all questions, and he shall decide questions of order and procedure. The Chairman may set reasonable time limits for speakers and public hearings; provided that by majority vote the board may reject such time limits.

Quorum

Section 4. A quorum shall consist of at least three members of the Board. A majority of a quorum shall be sufficient to carry any question except tax issues, incurring of debt and appropriations in excess of \$500, all of which shall require a majority of the full board for adoption. No board member is required to vote on any question, but an abstention, although not a vote in favor of carrying a question, shall be counted as a vote for the purpose of determining a quorum. A tie vote shall defeat the motion, resolution or issue voted on, provided that all zoning cases must be disposed of by a motion approved by a majority of those voting. An abstention defeats a motion requiring a unanimous vote. The Board shall not designate a tiebreaker pursuant to § 15.2-1421 of the Code of Virginia.

Order of Business

Section 5. The order of business at a regular meeting of the Board shall be as follows beginning at 4 p.m. or an alternate specified meeting time:

(a) Approval of minutes of the previous meeting. Reading of the minutes shall be automatically dispensed with.

(b) County administrator's comments.

(c) Board committee reports.

(d) Requests to postpone action, additions, deletions or changes in the order of presentation with respect to any matter on the agenda.

(e) Special resolutions of recognition.

(f) Work sessions.

(g) Deferred agenda items not requiring a public hearing.

(h) New county business not requiring a public hearing, including deferred and new appointments and claims against the Board or County.

~~(i) Hearings of citizens on unscheduled matters involving the services, policies and affairs of the county government or claims against the board.~~

~~(j)~~(i) Reports.

~~(k)~~(j) Dinner at 5 p.m.

~~(l)~~(k) Non-sectarian invocations in accordance with the Clerk's scheduling policy followed by the pledge of allegiance at 7 p.m.

~~(m)~~(l) Special resolutions of recognition not heard at the afternoon session.

~~(n)~~(m) Deferred public hearings.

~~(o)~~(n) Zoning and mobile home public hearings placed on the consent agenda by the Planning Department.

~~(p) Hearings of citizens on unscheduled matters or claims not heard at the afternoon session.~~

~~(q)~~(o) Remaining public hearings or zoning public hearings based on appropriate meeting date.

(p) Citizen comment period on unscheduled matters involving the services, policies and affairs of the County government.

~~(r)~~(q) Adjournment.

The Board shall confine their decisions to the matters presented on the agenda.

~~Section 6. Any citizen desiring to present any matter concerning the services, policies and affairs of the county or claims against the board shall be allotted appropriate time to present his case by the presiding officer. The presentation of the claim shall not exceed 30 minutes and each speaker may not exceed 5 minutes. Every citizen desiring to present a matter to the board shall by noon on the sixth calendar day prior to the meeting notify the clerk of his intent to speak and the topic. The notice shall describe in detail the nature of the issue to be presented to the board and the remedy, if any, that the citizen will ask of the board. No citizen shall speak on any matter of business that is a subject on the board's agenda for that day. Citizens may not yield time to other speakers. After the county administrator submits a budget, comments on the budget shall be confined to advertised public hearings until the budget is adopted. The citizen comment period shall be limited to 30 minutes and each speaker may not exceed 5 minutes. No citizen shall speak on any matter of business that is a subject on the board's agenda for that day. Citizens may not yield time to other speakers. Any person desiring to speak shall notify the clerk to the Board of his intention to speak and the topic to be discussed no later than 5:00 p.m. on the day prior to the date of the Board meeting. At the beginning of the citizen comment period the clerk will read the names and comments will be given in the order of the sign-up sheet. The citizen comment period will end after 30 minutes, regardless of the number of people who have signed up to speak.~~

Persons ~~appearing speaking~~ before the board will not be allowed to:

(a) Campaign for public office;

(b) Promote private business ventures;

~~(c) Address matters within the administrative province of the County Administration;~~

~~(d)~~(c) Use profanity or vulgar language; or

~~(e)~~(d) Address pending litigation or matters to be addressed at that meeting; ~~or~~

~~(f) Speak to matters previously presented to the board by the speaker unless the county administrator has made a recommendation.~~

Section 7. Any person speaking to a matter during the meeting shall be limited to such period of time as shall be allotted by the presiding officer when necessary to preserve order and the efficiency of the meeting. The board may accept written comments in lieu of oral statements. Any person may publicly speak to an item on that meeting's "Consent Agenda" for up to three

minutes, so long as the board votes to remove a consent item from the Consent Agenda for public comment.

Section 8. The order of business at a special meeting shall follow that of a regular meeting to the greatest extent possible.

Minutes of Meeting

Section 9. The clerk of the board shall prepare and maintain adequate minutes of the proceedings of the board in accordance with the requirements of the Code of Virginia, 1950, as amended. Each recorded vote shall indicate how each member of the board voted. Preparation of minutes will not include every aspect of the board's meetings relating specifically to discussion and debate, but will include all significant events relating to official action. Minutes shall be included as part of the agenda package for the subsequent meeting of the board.

Section 10. The Board may correct its minutes after approval of the minutes only upon a clear showing that a clerical or administrative mistake was made.

Agenda

Section 11. The county administrator shall prepare an agenda for each regular or special meeting of the board on which shall appear the title of each matter on which action is to be taken at that meeting. The agenda for each regular meeting shall (a) be prepared at least five days prior to the meeting, (b) be promptly mailed or delivered to each member of the Board or placed in the repository assigned to such board member, and (c) be distributed to appropriate officers and employees of the county government and members of the public and media requesting copies.

Section 12. Upon a majority vote of the Board of Supervisors, any item may be added when the agenda is voted on, and the chairman may allow any agenda item to be called out of sequence.

Section 13. Any matter not on the scheduled agenda, may be heard after the agenda has been approved by the board only upon the unanimous vote of the board members present. Any such matter must be of an emergency nature, vital to the continued proper and lawful operation of the county.

Section 14. No matter on the scheduled agenda shall be considered after 11 p.m. without the unanimous consent of the board. Any matter not heard shall be automatically continued to the next scheduled meeting of the board.

Motions

Section 15. When a motion is under debate, no additional motions may be made except a motion to withdraw, defer, substitute, or to amend. If the maker of a motion and the member seconding the motion agree, a motion may be amended or withdrawn. Such motions shall take precedence in the order listed above. Only one substitute motion shall be in order for a principal motion. All motions to defer shall be to a date certain. Prior to voting on a motion to defer, the board shall hear public comments on the issue of deferral if the scheduled item requires a public hearing.

Reconsideration of Ordinances, Resolutions and Motions

Section 16. Any vote by a member of the board is final once cast. Planning Commission decisions are final once made. No ordinance, resolution or motion previously voted upon by the board shall be brought forward for reconsideration during the same meeting of the board.

Debate

Section 17. Each member of the board may participate in discussion of any issue only after being recognized by the chairman. The chairman shall not recognize a motion to "call the question" until every member desiring to speak has had a chance to speak. At the conclusion of debate, the question shall be called and no further debate shall be in order.

Requests relating to criticisms or concerns regarding the administration of the county, except when related to agenda items, shall not be presented or raised at a meeting of the board unless first submitted in writing to the county administrator and unless his response fails to resolve the issue.

Regular Meetings

Section 18. Each year at its organizational meeting the board shall set the regular meeting times and dates for the following year provided, however, that the board shall meet at least once each month. Whenever the regularly scheduled meeting date shall fall on a legal holiday, the regular meeting of the board shall be held on the following day in accordance with § 15.2-1416 of the Code of Virginia, 1950, as amended. The chairman may cancel any meeting because of inclement weather and should reschedule any canceled meeting at the earliest possible date by sending written notice to each member of the board.

Special Meetings

Section 19. Special meetings of the board may be called by two members of the Board or the chairman in accordance with §§ 15.2-1417 and 15.2-1418 of the Code of Virginia, 1950, as amended. Upon making such request, the clerk shall specify the matters to be considered and shall notify in writing all members of the board and the county attorney immediately. The

meeting may be held only if waivers are signed by every member of the board and the county attorney, or if every member and the county attorney attend the special meeting.

Appointments

Section 20. Appointments to committees of the board and to authorities, boards and commissions shall be made only by resolution adopted by a majority of the full board at a meeting subsequent to the meeting when the name has been offered to the board for consideration. Prior to consideration of the nomination, the nominee shall be notified to determine his willingness to serve and to determine if he meets the minimum qualifications for such appointment.

Committees

Section 21. The Board may create committees and shall appoint members to such committees. Committees may hold hearings and perform such other duties as may be prescribed. A committee may be instructed concerning the form of any report it shall be requested to make, and a time may be fixed for submission of any report.

Zoning

Section 22. With the exception of zoning cases that have been scheduled for a public hearing before both the Chesterfield Planning Commission and the Board of Supervisors in the same month, no zoning case shall be considered by the Board of Supervisors if amendments, changes, withdrawals or proffers have been submitted by the applicant after the case has appeared in the newspaper pursuant to the required publication. All such cases shall be deferred to the next appropriate board meeting for consideration after proper readvertising.

Section 23. If a majority of the board is not reelected, no zoning case shall be considered by the Board of Supervisors after November 2003 until the organizational meeting in January 2007 unless such delay would exceed 12 months for that case.

Amendment of Rules

Section 24. The rules of procedure of the governing body may be amended at any time during the year by a unanimous vote of the full board.

Section 25. The Board of Supervisors may suspend the application of any section of these rules by a unanimous affirmative vote of all board members present at any time during the agenda.

Section 26. A Deputy Sheriff shall serve as sergeant at arms.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 8.C.1.

Subject:

Consideration of an Amendment to Section 6 of the 2006 Procedures of the Board of Supervisors

County Administrator's Comments:

Board action requested.

County Administrator:

BS Hammer for UBR

Board Action Requested:

Adoption of an Amendment to Section 6 of the 2006 Procedures of the Board of Supervisors.

Summary of Information:

On January 11, 2006, the Board adopted Procedures governing Board meetings for 2006 which made no changes from the 2005 procedures. The Board procedures have for many years prohibited speakers from engaging in "personal attacks" on Board members, staff or other citizens. A federal court decision interpreting the Virginia Beach School Board procedures which also prohibited "personal attacks" held that such a restriction was unconstitutional because "personal attacks" are a protected form of political expression under the 1st Amendment. Bach v. School Board of the City of Virginia Beach, 139 F.Supp.2d 738 (2001). Accordingly, the proposed amendment deletes the prohibition against engaging in personal attacks. The Board's 2006 procedures require that any changes to the procedures must be approved by a unanimous vote of the full Board.

Preparer: Steven L. Micas

Title: County Attorney
70728.2(70727.7)

Attachments:



Yes



No

#

000068



**2006
PROCEDURES OF THE
BOARD OF SUPERVISORS**

Chesterfield County, Virginia

000069

2006 PROCEDURES OF THE BOARD OF SUPERVISORS

BE IT RESOLVED by the Board of Supervisors of the County of Chesterfield in accordance with Section 3.4 of the County Charter that the following rules of procedures shall govern the conduct of meetings and work sessions of the Board of Supervisors during the **2006** calendar year.

Presiding Officer

Section 1. The Board's parliamentary procedures shall be Robert's Rules of Order, a Manual of General Parliamentary Law, to the extent compatible with law and the historical practices of the Board of Supervisors. The county attorney shall act as parliamentarian to the Board. Any questions involving the interpretation or application of Robert's Rules shall be addressed to the County Attorney.

Section 2. The chairman, or the vice chairman, or in their absence the most senior member of the Board alphabetically, shall preside at all meetings of the board, and on the appearance of a quorum shall call the meeting to order, and the board shall then proceed with its business.

Section 3. The presiding officer shall preserve order and decorum. He may speak, make motions, and vote on all questions, and he shall decide questions of order and procedure. The Chairman may set reasonable time limits for speakers and public hearings; provided that by majority vote the board may reject such time limits.

Quorum

Section 4. A quorum shall consist of at least three members of the Board. A majority of a quorum shall be sufficient to carry any question except tax issues, incurring of debt and appropriations in excess of \$500, all of which shall require a majority of the full board for adoption. No board member is required to vote on any question, but an abstention, although not a vote in favor of carrying a question, shall be counted as a vote for the purpose of determining a quorum. A tie vote shall defeat the motion, resolution or issue voted on, provided that all zoning cases must be disposed of by a motion approved by a majority of those voting. An abstention defeats a motion requiring a unanimous vote. The Board shall not designate a tiebreaker pursuant to § 15.2-1421 of the Code of Virginia.

Order of Business

Section 5. The order of business at a regular meeting of the Board shall be as follows beginning at 4 p.m. or an alternate specified meeting time:

- (a) Approval of minutes of the previous meeting. Reading of the minutes shall be automatically dispensed with.
- (b) County administrator's comments.
- (c) Board committee reports.
- (d) Requests to postpone action, additions, deletions or changes in the order of presentation with respect to any matter on the agenda.
- (e) Special resolutions of recognition.
- (f) Work sessions.
- (g) Deferred agenda items not requiring a public hearing.
- (h) New county business not requiring a public hearing, including deferred and new appointments.
- (i) Hearings of citizens on unscheduled matters involving the services, policies and affairs of the county government or claims against the board.
- (j) Reports.
- (k) Dinner at 5 p.m.
- (l) Non-sectarian invocations in accordance with the Clerk's scheduling policy followed by the pledge of allegiance at 7 p.m.
- (m) Special resolutions of recognition not heard at the afternoon session.
- (n) Deferred public hearings.
- (o) Zoning and mobile home public hearings placed on the consent agenda by the Planning Department.
- (p) Hearings of citizens on unscheduled matters or claims not heard at the afternoon session.
- (q) Remaining public hearings or zoning public hearings based on appropriate meeting date.

(r) Adjournment.

The Board shall confine their decisions to the matters presented on the agenda.

Section 6. Any citizen desiring to present any matter concerning the services, policies and affairs of the county or claims against the board shall be allotted appropriate time to present his case by the presiding officer. The presentation of the claim shall not exceed 30 minutes and each speaker may not exceed 5 minutes. Every citizen desiring to present a matter to the board shall by noon on the sixth calendar day prior to the meeting notify the clerk of his intent to speak and the topic. The notice shall describe in detail the nature of the issue to be presented to the board and the remedy, if any, that the citizen will ask of the board. No citizen shall speak on any matter of business that is a subject on the board's agenda for that day. Citizens may not yield time to other speakers. After the county administrator submits a budget, comments on the budget shall be confined to advertised public hearings until the budget is adopted.

Persons appearing before the board will not be allowed to:

- (a) Campaign for public office;
- (b) Promote private business ventures;
- (c) Address matters within the administrative province of the County Administration;
- (d) Engage in personal attacks;
- ~~(e)~~(d) Use profanity or vulgar language;
- (f)(e) Address pending litigation; or
- (g)(f) Speak to matters previously presented to the board by the speaker unless the county administrator has made a recommendation.

Section 7. Any person speaking to a matter shall be limited to such period of time as shall be allotted by the presiding officer when necessary to preserve order and the efficiency of the meeting. The board may accept written comments in lieu of oral statements. Any person may publicly speak to an item on that meeting's "Consent Agenda" for up to three minutes, so long as the board votes to remove a consent item from the Consent Agenda for public comment.

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Minutes of Meeting

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Section 10. The Board may correct its minutes after approval of the minutes only upon a clear showing that a clerical or administrative mistake was made.

Agenda

Section 11. The county administrator shall prepare an agenda for each regular or special meeting of the board on which shall appear the title of each matter on which action is to be taken at that meeting. The agenda for each regular meeting shall (a) be prepared at least five days prior to the meeting, (b) be promptly mailed or delivered to each member of the Board or placed in the repository assigned to such board member, and (c) be distributed to appropriate officers and employees of the county government and members of the public and media requesting copies.

Section 12. Upon a majority vote of the Board of Supervisors, any item may be added when the agenda is voted on, and the chairman may allow any agenda item to be called out of sequence.

Section 13. Any matter not on the scheduled agenda, may be heard after the agenda has been approved by the board only upon the unanimous vote of the board members present. Any such matter must be of an emergency nature, vital to the continued proper and lawful operation of the county.

Section 14. No matter on the scheduled agenda shall be considered after 11 p.m. without the unanimous consent of the board. Any matter not heard shall be automatically continued to the next scheduled meeting of the board.

Motions

Section 15. When a motion is under debate, no additional motions may be made except a motion to withdraw, defer, substitute, or to amend. If the maker of a motion and the member seconding the motion agree, a motion may be amended or withdrawn. Such motions shall take precedence in the order listed above. Only one substitute motion shall be in order for a principal motion. All motions to defer shall be to a date certain. Prior to voting on a motion to defer, the board shall hear public comments on the issue of deferral if the scheduled item requires a public hearing.

Reconsideration of Ordinances, Resolutions and Motions

Section 16. Any vote by a member of the board is final once cast. Planning Commission decisions are final once made. No ordinance, resolution or motion previously voted upon by the board shall be brought forward for reconsideration during the same meeting of the board.

Debate

Section 17. Each member of the board may participate in discussion of any issue only after being recognized by the chairman. The chairman shall not recognize a motion to "call the question" until every member desiring to speak has had a chance to speak. At the conclusion of debate, the question shall be called and no further debate shall be in order.

Requests relating to criticisms or concerns regarding the administration of the county, except when related to agenda items, shall not be presented or raised at a meeting of the board unless first submitted in writing to the county administrator and unless his response fails to resolve the issue.

Regular Meetings

Section 18. Each year at its organizational meeting the board shall set the regular meeting times and dates for the following year provided, however, that the board shall meet at least once each month. Whenever the regularly scheduled meeting date shall fall on a legal holiday, the regular meeting of the board shall be held on the following day in accordance with § 15.2-1416 of the Code of Virginia, 1950, as amended. The chairman may cancel any meeting because of inclement weather and should reschedule any canceled meeting at the earliest possible date by sending written notice to each member of the board.

Special Meetings

Section 19. Special meetings of the board may be called by two members of the Board or the chairman in accordance with §§ 15.2-1417 and 15.2-1418 of the Code of Virginia, 1950, as amended. Upon making such request, the clerk shall specify the matters to be considered and shall notify in writing all members of the board and the county attorney immediately. The meeting may be held only if waivers are signed by every member of the board and the county attorney, or if every member and the county attorney attend the special meeting.

Appointments

Section 20. Appointments to committees of the board and to authorities, boards and commissions shall be made only by resolution adopted by a majority of the full board at a meeting subsequent to the meeting when the name has been offered to the board for consideration. Prior to consideration of the nomination, the nominee shall be notified to

determine his willingness to serve and to determine if he meets the minimum qualifications for such appointment.

Committees

Section 21. The Board may create committees and shall appoint members to such committees. Committees may hold hearings and perform such other duties as may be prescribed. A committee may be instructed concerning the form of any report it shall be requested to make, and a time may be fixed for submission of any report.

Zoning

Section 22. With the exception of zoning cases that have been scheduled for a public hearing before both the Chesterfield Planning Commission and the Board of Supervisors in the same month, no zoning case shall be considered by the Board of Supervisors if amendments, changes, withdrawals or proffers have been submitted by the applicant after the case has appeared in the newspaper pursuant to the required publication. All such cases shall be deferred to the next appropriate board meeting for consideration after proper readvertising.

Section 23. If a majority of the board is not reelected, no zoning case shall be considered by the Board of Supervisors after November 2003 until the organizational meeting in January 2007 unless such delay would exceed 12 months for that case.

Amendment of Rules

Section 24. The rules of procedure of the governing body may be amended at any time during the year by a unanimous vote of the full board.

Section 25. The Board of Supervisors may suspend the application of any section of these rules by a unanimous affirmative vote of all board members present at any time during the agenda.

Section 26. A Deputy Sheriff shall serve as sergeant at arms.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: February 8, 2006

Item Number: 8.C.2.a.

Subject:

Set Date to Hold A Public Hearing to Consider the Appropriation of Up to \$30,000,000 in Payment to the Escrow Agent for Advance Refunding of Series 1999A, Series 2001A, and Series 2002A General Obligation Bonds and Closing Costs, and Adopt a Resolution for the Advance Refunding

County Administrator's Comments:

Set a date for public hearing.

County Administrator:

BS Hammer for LBR

Board Action Requested:

Set Public Hearing Date for February 22, 2006 to consider appropriation of up to \$30,000,000 for the advance refunding of Series 1999A, Series 2001A and Series 2002A general obligation bonds and closing costs and adopt a resolution for the advance refunding.

Summary of Information:

The County's financial advisors (Public Resources Advisory Group) have analyzed the County's outstanding general obligation debt and determined that the market is favorable for refinancing various callable bonds. The projected present value savings as a percentage of refunded par of 4.19% could result in an estimated present value savings of \$984,000.

Preparer: Rebecca T. Dickson

Title: Director, Budget & Management

Attachments:



Yes



No

000076

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: February 8, 2006

Summary of Information (continued)

The sale of the refunding bonds will take place in conjunction with the sale of the second series of general obligation bonds related to the 2004 Referendum ("new money" bonds). The bonds (refunding and new money) will be sold by competitive bid on the morning of February 22nd and the Board will be requested to award the bid later that afternoon.

Staff requests that the Board of Supervisors set the public hearing date of February 22, 2006 to consider the appropriation of the proceeds from the refunding bonds, and related closing costs. Please note that the Board has previously appropriated (as part of the FY2006 budget process) the proceeds from the sale of the second series of general obligation bonds (new money bonds).

000077

A RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE, SALE AND DELIVERY OF AN ISSUE OF NOT TO EXCEED THIRTY MILLION DOLLARS (\$30,000,000) PRINCIPAL AMOUNT OF GENERAL OBLIGATION PUBLIC IMPROVEMENT REFUNDING BONDS OF THE COUNTY OF CHESTERFIELD, VIRGINIA, FOR THE PURPOSE OF REFUNDING IN ADVANCE OF THEIR STATED MATURITIES ALL OR A PORTION OF THE COUNTY'S OUTSTANDING GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS, SERIES A OF 1999, ALL OR A PORTION OF THE COUNTY'S OUTSTANDING GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS, SERIES OF 2001, ALL OR A PORTION OF THE COUNTY'S OUTSTANDING GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS, SERIES OF 2002 AND ALL OR A PORTION OF ONE OR MORE OTHER SERIES OF THE COUNTY'S OUTSTANDING GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS; FIXING THE FORM, DENOMINATION AND CERTAIN OTHER DETAILS OF SUCH BONDS; PROVIDING FOR THE SALE OF SUCH BONDS AND DELEGATING TO THE COUNTY ADMINISTRATOR CERTAIN POWERS WITH RESPECT THERETO; AUTHORIZING AND PROVIDING FOR THE PREPARATION AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT AND AN OFFICIAL STATEMENT RELATING TO SUCH BONDS; AND PROVIDING WITH RESPECT TO CERTAIN OTHER MATTERS RELATED THERETO

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF CHESTERFIELD, VIRGINIA:

SECTION 1. Findings and Determination. (a) Pursuant to Chapter 5.1 of Title 15.1 of the Code of Virginia, 1950, recodified effective December 1, 1997 as Chapter 26 of Title 15.2 of the Code of Virginia, 1950, the same being the Public Finance Act of 1991 (the "Public Finance Act of 1991") an election duly called and held in the County of Chesterfield, Virginia (the "County") on November 5, 1996 and an Order of the Circuit Court of the County, dated January 6, 1997, and pursuant to a resolution duly adopted by this Board on December 10, 1997, there were authorized to be issued, sold and delivered the County's \$29,620,000 principal amount of General Obligation Public Improvement Bonds, Series A of 1999, dated January 15, 1999 and maturing in varying principal amounts on January 1 in each of the years 2000 to 2019, both inclusive (the "Series A of 1999 Bonds").

(b) Pursuant to the Public Finance Act of 1991 as then in effect, an election duly called and held in the County on November 5, 1996 and an Order of the Circuit Court of the County, dated January 6, 1997, and pursuant to a resolution duly adopted by this Board on December 10, 1997, there were authorized to be issued, sold and delivered the County's \$60,355,000 principal amount of General Obligation Public Improvement Bonds, Series of 2001, dated February 15, 2001 and maturing in varying principal amounts on January 15 in each of the years 2002 to 2021, both inclusive (the "Series of 2001 Bonds").

(c) Pursuant to the Public Finance Act of 1991 as then in effect, an election duly called and held in the County on November 5, 1996 and an Order of the Circuit Court of the County, dated January 6, 1997, and pursuant to a resolution duly adopted by this Board on

December 10, 1997, there were authorized to be issued, sold and delivered the County's \$23,280,000 principal amount of General Obligation Public Improvement Bonds, Series of 2002, dated January 15, 2002 and maturing in varying principal amounts on January 15 in each of the years 2003 to 2022, both inclusive (the "Series of 2002 Bonds").

(d) Pursuant to the Public Finance Act of 1991, the County has heretofore authorized to be issued, sold and delivered one or more series of the County's General Obligation Public Improvement Bonds in addition to the Series A of 1999 Bonds, the Series of 2001 Bonds and the Series of 2002 Bonds.

(e) Pursuant to Article 5 of the Public Finance Act of 1991 (Sections 15.2-2643 through 15.2-2649, both inclusive, of the Code of Virginia, 1950, as now in effect), the County is authorized to issue refunding bonds to refund any or all of its bonds in advance of their stated maturities.

(f) This Board deems it advisable and in the interest of the County to refund in advance of their stated maturities all or a portion of one or more of the outstanding maturities of the Series A of 1999 Bonds, the Series of 2001 Bonds and the Series of 2002 Bonds and all or a portion of the outstanding maturities of one or more other series of the County's general obligation public improvement bonds (the "Refunded Bonds").

(g) This Board deems it advisable and in the best interest of the County to authorize and provide for the issuance, sale and delivery pursuant to such Article 5 of the Public Finance Act of 1991 (Sections 15.2-2643 through 15.2-2649, both inclusive, of the Code of Virginia, 1950, as now in effect) of an issue of General Obligation Public Improvement Refunding Bonds for the purpose of refunding in advance of their stated maturities all or a portion of the Refunded Bonds.

SECTION 2. Authorization of General Obligation Public Improvement Refunding Bonds. For the purpose of refunding in advance of their stated maturities all or a portion of the bonds described in Section 1, there are hereby authorized to be issued, sold and delivered an issue of general obligation public improvement refunding bonds of the County in a principal amount not exceeding \$30,000,000 to be designated and known as "General Obligation Public Improvement Refunding Bonds" (the "Bonds"). The Bonds are to be issued pursuant to the provisions of Chapter 26 of Title 15.2 of the Code of Virginia, 1950, as now in effect (the same being the Public Finance Act of 1991).

SECTION 3. Approval of the Details and Sale of the Bonds. (a) The Bonds shall be dated such date, shall bear interest from their date payable on such date and semiannually thereafter and shall have such series designation as shall be determined by the County Administrator. The Bonds shall mature and become due and payable on such date or dates not exceeding twenty (20) years from their date and in such principal amounts on each such date as shall be determined by the County Administrator. The Bonds may be sold contemporaneously with any other bonds of the County.

(b) (i) The Bonds shall be issued only in fully registered form. One Bond representing each maturity of the Bonds will be issued to and registered in the name of Cede &

Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), or in the name of such other nominee of DTC as may be requested by an authorized representative of DTC, as registered owner of the Bonds, and each such Bond shall be immobilized in the custody of DTC. DTC will act as securities depository for the Bonds. Individual purchases will be made in book-entry form only, in the principal amount of \$5,000 or any integral multiple thereof. Purchasers will not receive physical delivery of certificates representing their interests in the Bonds purchased.

(ii) Principal and interest payments on the Bonds will be made by the County by wire transfer to DTC or its nominee, Cede & Co., or such other nominee of DTC, as registered owner of the Bonds, which will in turn remit such payments to the DTC participants for subsequent disbursement to the beneficial owners of the Bonds. Transfers of principal and interest payments to DTC participants will be the responsibility of DTC. Transfers of such payments to beneficial owners of the Bonds by DTC participants will be the responsibility of such participants and other nominees of such beneficial owners. Transfers of ownership interests in the Bonds will be accomplished by book entries made by DTC and, in turn, by the DTC participants who act on behalf of the indirect participants of DTC and the beneficial owners of the Bonds.

(iii) The County will not be responsible or liable for sending transaction statements or for maintaining, supervising or reviewing records maintained by DTC, its participants or persons acting through such participants or for transmitting payments to, communicating with, notifying, or otherwise dealing with any beneficial owner of the Bonds. So long as the Bonds are in book-entry only form, the County Treasurer will serve as Registrar and Paying Agent for the Bonds. The County reserves the right to designate a successor Registrar and Paying Agent for the Bonds if the Bonds at any time cease to be in book-entry only form.

(c) The Bonds shall be subject to redemption at the option of the County prior to their stated maturities, in whole or in part at any time, on such dates and with such redemption premiums, if any, as shall be determined by the County Administrator.

(d) In accordance with and subject to the provisions of the Detailed Notice of Sale of the Bonds, bidders may provide that all the Bonds shall be issued as serial Bonds or may provide that any two or more consecutive annual principal amounts shall be combined into one or more term Bonds. If the successful bidder designates principal amounts to be combined into one or more term Bonds, each such term Bond shall be subject to mandatory sinking fund redemption commencing on such date in the first year which has been combined to form such term Bond and continuing on such date in each year thereafter until the stated maturity date of that term Bond. The amount redeemed in any year shall be equal to the principal amount of serial Bonds that would otherwise have matured in such year. Bonds to be redeemed in any year by mandatory sinking fund redemption shall be redeemed at par and shall be selected by lot from among the Bonds then subject to redemption. The County, at its option, may credit against any mandatory sinking fund redemption requirement term Bonds of the maturity then subject to redemption which have been purchased and cancelled by the County or which have been redeemed and not theretofore applied as a credit against any mandatory sinking fund redemption requirement.

(e) If any Bond (or any portion of the principal amount thereof in installments of \$5,000) shall be subject to redemption and shall be called for redemption, notice of the redemption thereof, specifying the date, number and maturity of such Bond, the date and place or places fixed for its redemption and if less than the entire principal amount of such Bond is to be redeemed, that such Bond must be surrendered in exchange for the principal amount thereof to be redeemed and a new Bond or Bonds issued equalling in principal amount that portion of the principal amount thereof not to be redeemed, shall be mailed not less than thirty (30) days prior to the date fixed for redemption by first class mail, postage prepaid, to the registered owner of such Bond at his address as it appears on the books of registry kept by the Registrar for the Bonds. The Registrar shall not be required to exchange or transfer any Bond later than the close of business on the forty-fifth (45th) day next preceding the date fixed for redemption of such Bond or any portion thereof. If notice of the redemption of any Bond shall have been given as aforesaid, and payment of the principal amount of such Bond (or the portion of the principal amount thereof to be redeemed) and of the accrued interest payable upon such redemption shall have been duly made or provided for, interest on such Bond shall cease to accrue from and after the date so specified for redemption thereof. So long as the Bonds of any series are in book-entry only form, any notice of redemption will be given only to DTC or its nominee. The County shall not be responsible for providing any beneficial owner of the Bonds with notice of redemption.

SECTION 4. Appointment of County Treasurer as Registrar and Paying Agent; Payment of Bonds; Books of Registry; Exchanges and Transfers of Bonds.

(a) Appointment of Registrar and Paying Agent. The County Treasurer is hereby appointed Registrar and Paying Agent for the Bonds (hereinafter referred to as the "Registrar").

(b) Payment of Bonds. (i) At any time during which the Bonds shall be in fully registered form, the interest on the Bonds shall be payable by check mailed by the Registrar to the registered owners of the Bonds at their addresses as the same appear on the books of registry as of the record date for the payment of interest on the Bonds, and the principal of the Bonds shall be payable at the office of the Registrar; *provided, however*, that so long as the Bonds are in book-entry only form and registered in the name of Cede & Co., as nominee of DTC, or in the name of such other nominee of DTC as may be requested by an authorized representative of DTC, interest on the Bonds shall be paid directly to Cede & Co. or such other nominee of DTC by wire transfer .

(ii) At any time during which the Bonds shall be in book-entry form, the principal of and interest on the Bonds shall be payable in accordance with the arrangements made with the depository for the Bonds.

(iii) The principal of and interest on the Bonds shall be payable in such coin or currency of the United States of America as at the respective dates of payment is legal tender for public and private debts. Interest on the Bonds shall be calculated on the basis of a 360-day year consisting of twelve 30-day months.

(c) Books of Registry; Exchanges and Transfers of Bonds. (i) At all times during which any Bond remains outstanding and unpaid, the Registrar shall keep or cause to be kept at its office, books of registry for the registration, exchange and transfer of the Bonds.

Upon presentation at the office of the Registrar for such purpose, the Registrar, under such reasonable regulations as it may prescribe, shall register, exchange, transfer, or cause to be registered, exchanged or transferred, on the books of registry the Bonds as herein set forth.

(ii) Any Bond may be exchanged at the office of the Registrar for a like aggregate principal amount of such Bonds in other authorized principal amounts of the same interest rate and maturity.

(iii) Any Bond may, in accordance with its terms, be transferred upon the books of registry by the person in whose name it is registered, in person or by his duly authorized agent, upon surrender of such Bond to the Registrar for cancellation, accompanied by a written instrument of transfer duly executed by the registered owner in person or his duly authorized agent, in form satisfactory to the Registrar.

(iv) All transfers or exchanges pursuant to this Section 4(c) shall be made without expense to the registered owners of the Bonds, except as otherwise herein provided, and except that the Registrar shall require the payment by the registered owner of any Bond requesting such transfer or exchange of any tax or other governmental charges required to be paid with respect to such transfer or exchange. All Bonds surrendered pursuant to this Section 4(c) shall be cancelled.

SECTION 5. Execution and Authentication of Bonds; CUSIP Identification Numbers. (a) Execution of Bonds. The Bonds shall be executed in the name of the County by the manual or facsimile signatures of the Chairman and the Clerk of the Board of Supervisors, and the corporate seal of the Board of Supervisors shall be impressed, or a facsimile thereof printed, on the Bonds.

(b) Authentication of Bonds. The County Administrator shall direct the Registrar to authenticate the Bonds and no Bonds shall be valid or obligatory for any purpose unless and until the certificate of authentication endorsed on such Bond shall have been manually executed by the Registrar. Upon the authentication of any Bond the Registrar shall insert in the certificate of authentication the date as of which such Bond is authenticated as follows: (i) if the Bond is authenticated prior to the first interest payment date, the certificate shall be dated as of the date the Bonds are delivered to and paid for by the initial purchasers thereof, (ii) if the Bond is authenticated upon an interest payment date, the certificate shall be dated as of such interest payment date, (iii) if the Bond is authenticated on or after the record date for the payment of interest on the Bonds and prior to such interest payment date, the certificate shall be dated as of such interest payment date and (iv) in all other instances the certificate shall be dated the date upon which the Bond is authenticated. The execution and authentication of the Bonds in the manner above set forth is adopted as a due and sufficient authentication of the Bonds.

(c) CUSIP Identification Numbers. CUSIP identification numbers may be printed on the Bonds, but neither the failure to print any such number on any Bonds, nor any error or omission with respect thereto, shall constitute cause for failure or refusal by the successful bidder for the Bonds to accept delivery of and pay for the Bonds in accordance with the terms of its bid to purchase the Bonds. No such number shall constitute or be deemed to be a part of any Bond or a part of the contract evidenced thereby and no liability shall attach to the

County or any of its officers or agents because of or on account of any such number or any use made thereof.

SECTION 6. Tax Covenant. The County covenants and agrees to comply with the provisions of Sections 103 and 141-150 of the Internal Revenue Code of 1986 and the applicable Treasury Regulations promulgated thereunder throughout the term of the Bonds.

SECTION 7. Sources of Payment of Bonds. The full faith and credit of the County shall be and is hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds as the same become due. In each year while the Bonds, or any of them, are outstanding and unpaid, the Board of Supervisors is authorized and required to levy and collect annually, at the same time and in the same manner as other taxes in the County are assessed, levied and collected, a tax upon all taxable property within the County, over and above all other taxes, authorized or limited by law and without limitation as to rate or amount, sufficient to pay when due the principal of and interest on the Bonds to the extent other funds of the County are not lawfully available and appropriated for such purpose.

SECTION 8. Form of Bonds. The Bonds shall be in substantially the form set forth in Exhibit A with such necessary or appropriate variations, omissions and insertions as are incidental to their numbers, interest rates and maturities or as are otherwise permitted or required by law or this resolution.

SECTION 9. Preparation and Distribution of Preliminary Official Statement and Preparation, Execution and Delivery of Official Statement; Preliminary Official Statement "Deemed Final" for Purposes of Securities and Exchange Commission Rule 15c2-12. (a) The County Administrator and other appropriate officials and employees of the County are hereby authorized and directed to prepare and distribute, or cause to be prepared and distributed, to prospective purchasers of the Bonds a Preliminary Official Statement relating to the Bonds. All actions taken by the officials, employees, agents and attorneys of the County with respect to the preparation and distribution of such Preliminary Official Statement prior to the date hereof are hereby ratified and confirmed.

(b) The County Administrator and other appropriate officials and employees of the County are hereby authorized and directed to prepare, or to cause to be prepared, a final Official Statement relating to the Bonds, such final Official Statement to be in substantially the form of the Preliminary Official Statement with the completion therein of the information with respect to the interest rates to be borne by the Bonds as specified by the successful bidder for the Bonds and other definitive details of the Bonds determined upon the sale of the Bonds to the successful bidder therefor.

(c) The County Administrator is hereby authorized to execute and deliver to the representative of the purchasers of the Bonds the final Official Statement relating to the Bonds in accordance with the provisions of the Detailed Notice of Sale relating to the Bonds.

(d) The Preliminary Official Statement shall be "deemed final" as of its date for purposes of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934 ("Rule 15c2-12") except for the omission of information

permitted to be omitted by Rule 15c2-12. The County Administrator is hereby authorized to execute and deliver to the representative of the purchasers of the Bonds a certificate dated the date of the Preliminary Official Statement stating that the Preliminary Official Statement is deemed final by the County for purposes of Rule 15c2-12 as of its date.

SECTION 10. Sale of Bonds. (a) There is hereby delegated to the County Administrator authority, without further action by the Board of Supervisors, to sell the Bonds authorized for issuance under this resolution in accordance with the provisions hereof at competitive sale at such price, plus accrued interest thereon from their date to the date of delivery thereof and payment therefor, and on such other terms and conditions as shall be provided in the Detailed Notice of Sale relating to the Bonds. The County Administrator is hereby authorized to cause to be prepared, published and distributed a Detailed Notice of Sale of the Bonds in such form and containing such terms and conditions as he may deem advisable, subject to the provisions hereof. In lieu of publishing the full text of the Detailed Notice of Sale of the Bonds in accordance with the provisions of the immediately preceding sentence, the County Administrator is hereby authorized to cause a Summary Notice of Sale of the Bonds in such form as the County Administrator shall approve to be published in *The Bond Buyer* on a date selected by the County Administrator.

(b) The County Administrator is hereby authorized to receive bids for the purchase of the Bonds and, without further action by the Board of Supervisors, to accept the bid offering to purchase the Bonds at the lowest true interest cost to the County, computed in accordance with the provisions of the Detailed Notice of Sale; *provided* (i) that such bid is accompanied by a surety bond meeting the conditions specified in the Detailed Notice of Sale and is otherwise in conformity with the Detailed Notice of Sale and (ii) that the true interest cost to the County as specified in such bid is not in excess of four and one-half percent (4.50%). The County Administrator is hereby further authorized to determine, or to modify the provisions of this resolution with respect to, the dated date of the Bonds, the interest payment dates for the Bonds, the dates on which the Bonds shall mature and the principal amount of the Bonds maturing on each such maturity date and to fix the rates of interest to be borne by the Bonds of each maturity as specified in the bid accepted by him in accordance with the immediately preceding sentence.

(c) The County Administrator is hereby further authorized to execute and deliver to the purchasers of the Bonds authorized for issuance under this resolution a Continuing Disclosure Certificate evidencing the County's undertaking, to comply with the continuing disclosure requirements of Paragraph (b)(5) of such Rule 15c2-12 to the extent applicable to the Bonds. The County Administrator, the Director of Accounting and the County Attorney are hereby authorized to execute and deliver to the purchasers of the Bonds one or more certificates in the forms provided for in the Official Statement relating to the Bonds.

SECTION 11. Authorization to Designate the Refunded Bonds for Redemption; Authorization to Select An Escrow Agent; Authorization to Enter into an Escrow Deposit Agreement; Authorization to Select a Verification Agent. (a) Subject to the sale and receipt of the proceeds of the Bonds, the County Administrator is hereby authorized to designate the Refunded Bonds for redemption on such date or dates as the County Administrator shall determine and is hereby further authorized to request the County Treasurer, as Registrar and

Paying Agent for the Refunded Bonds, to cause the notice of the redemption of the Refunded Bonds to be given in accordance with the provisions of the proceedings authorizing the issuance of the Refunded Bonds.

(b) The County Administrator is hereby authorized, in his discretion, to select a bank or trust company to serve, or the County may itself serve, as Escrow Agent, if necessary, and to deliver to such Escrow Agent or applicable County officials irrevocable written instructions to give notices, or to cause such notices to be given, in the name and on behalf of the County, to the holders of the Refunded Bonds of the redemption of such Refunded Bonds on the dates fixed for the redemption thereof, such notices to be given in the manner and at the time or times provided in proceedings authorizing the issuance of the Refunded Bonds.

(c) The County Administrator is hereby authorized, in his discretion, to execute and deliver an Escrow Deposit Agreement by and between the County and the Escrow Agent in such form as shall be approved by the County Administrator upon the advice of counsel (including the County Attorney or Bond Counsel), such approval to be conclusively evidenced by the execution of the Escrow Deposit Agreement by the County Administrator.

(d) The County Administrator is hereby authorized to select a verification agent, if necessary, in connection with the refunding of the Refunded Bonds.

SECTION 12. Authorization to Purchase Government Securities. The County Administrator or the County Treasurer is hereby authorized to execute, on behalf of the County, subscriptions for United States Treasury Obligations - State and Local Government Series, if any, to be purchased by the County in connection with the refunding of the Refunded Bonds. Such United States Treasury Obligations - State and Local Government Series, if any, so purchased shall be held by or on behalf of the County Treasurer or by the Escrow Agent under and in accordance with the provisions of any Escrow Deposit Agreement entered into in connection with the refunding of the Refunded Bonds. The County Administrator and or the County Treasurer is hereby authorized to enter into such purchase agreements, including forward supply agreements, if any, as shall be required in connection with the refunding of the Refunded Bonds providing for the purchase by or on behalf of the County in the open market of direct general obligations of, or obligations the payment of the principal of and interest on which are unconditionally guaranteed by, the United States of America. The County Administrator or the County Treasurer is hereby authorized to sell any securities held by the Escrow Agent under and in accordance with the provisions of the Escrow Deposit Agreement and to purchase securities in lieu of and in substitution therefor.

SECTION 13. Filing of This Resolution. The County Attorney is hereby authorized and directed to file a copy of this resolution, certified by the Clerk of the Board of Supervisors to be a true and correct copy hereof, with the Circuit Court of the County of Chesterfield.

SECTION 14. Invalidity of Sections, Paragraphs, Clauses or Provisions. If any section, paragraph, clause or provision of this resolution shall be held invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining portions of this resolution.

SECTION 15. Headings of Sections. The headings of the sections of this resolution shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation or effect of such sections or of this resolution.

SECTION 16. Effective Date. This resolution shall take effect upon its adoption.

EXHIBIT A

**UNITED STATES OF AMERICA
COMMONWEALTH OF VIRGINIA
COUNTY OF CHESTERFIELD
GENERAL OBLIGATION PUBLIC IMPROVEMENT
REFUNDING BOND, SERIES ____ OF 200_**

REGISTERED

REGISTERED

No. R-__

\$_____

INTEREST RATE:

MATURITY DATE

DATE OF BOND:

CUSIP NO.

%

_____, 20__

_____, 200_

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT:

The County of Chesterfield (hereinafter referred to as the "County"), a political subdivision of the Commonwealth of Virginia, for value received, hereby promises to pay to the Registered Owner (named above), or registered assigns, on the Maturity Date (specified above), unless this Bond shall have been duly called for previous redemption and payment of the redemption price shall have been duly made or provided for, the Principal Amount (specified above), and to pay interest on such Principal Amount on _____, _____ and semiannually on each _____ and _____ thereafter from the date hereof or from the interest payment date next preceding the date of authentication hereof to which interest shall have been paid, unless such date of authentication is an interest payment date, in which case from such interest payment date if interest has been paid to such date, or unless such date of authentication is within the period from the sixteenth (16th) day to the last day of the calendar month next preceding the following interest payment date, in which case from such interest payment date if interest has been paid to such date, until the payment of such Principal Amount (each such date is hereinafter referred to as an interest payment date) at the Interest Rate (specified above) per annum, by check mailed by the Registrar hereinafter mentioned to the Registered Owner in whose name this Bond is registered on the books of registry kept and maintained by the Registrar, as of the close of business on the fifteenth (15th) day (whether or not a business day) of the calendar month next preceding each interest payment date; *provided, however*, that so long as this Bond is in book-entry only form and registered in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC"), or in the name of such other nominee of DTC as may be requested by an authorized representative of DTC, interest on this Bond shall be paid directly to Cede & Co. or such other nominee of DTC by wire transfer. Interest on this Bond shall be calculated on the basis of a 360-day year consisting of twelve 30-day months.

The principal of this Bond is payable upon presentation and surrender hereof at the office of the **County Treasurer of the County, in Chesterfield, Virginia** (the "Registrar").

The principal of and interest on this Bond are payable in such coin or currency of the United States of America as at the respective dates of payment is legal tender for public and private debts.

This Bond is one of a duly authorized issue of Bonds (herein referred to as the "Bonds") of the aggregate principal amount of _____ Dollars (\$_____) of like date and tenor herewith, except for number, denomination, interest rate, maturity and redemption provisions, and is issued for the purpose of refunding in advance of their stated maturities certain previously issued general obligation bonds of the County, under and pursuant to and in full compliance with the Constitution and statutes of the Commonwealth of Virginia, including Chapter 26 of Title 15.2 of the Code of Virginia, 1950 (the same being the Public Finance Act of 1991), and a resolution duly adopted by the Board of Supervisors of the County under the Public Finance Act of 1991.

The Bonds of the issue of which this Bond is one maturing on and after _____, _____ (or portions thereof in installments of \$5,000) shall be subject to redemption at the option of the County prior to their stated maturities on or after _____, _____ in whole or in part at any time, in such order as may be determined by the County (except that if at any time less than all of the Bonds of a given maturity are called for redemption, the particular Bond or portions thereof shall be selected by lot), at a redemption price equal to the principal amount of the Bonds to be redeemed, together with the interest accrued on the principal amount to be redeemed to the date fixed for the redemption thereof.

If this Bond is redeemable and this Bond (or any portion of the principal amount hereof in installments of \$5,000) shall be called for redemption, notice of the redemption hereof, specifying the date, number and maturity of this Bond, the date and place or places fixed for its redemption and if less than the entire principal amount of this Bond is to be redeemed, that this Bond must be surrendered in exchange for the principal amount hereof to be redeemed and a new Bond or Bonds issued equalling in principal amount that portion of the principal amount hereof not to be redeemed, shall be mailed not less than thirty (30) days prior to the date fixed for redemption by first class mail, postage prepaid, to the Registered Owner of this Bond at his address as it appears on the books of registry kept by the Registrar for the Bonds. The Registrar shall not be required to exchange or transfer this Bond later than the close of business on the forty-fifth (45th) next day preceding the date fixed for redemption of this Bond or any portion hereof. If notice of the redemption of this Bond shall have been given as aforesaid, and payment of the principal amount of this Bond (or the portion of the principal amount hereof to be redeemed) and of the accrued interest payable upon such redemption shall have been duly made or provided for, interest hereon shall cease to accrue from and after the date so specified for redemption hereof.

Subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the Bonds of the series of which this Bond is one, this Bond may be exchanged at the office of the Registrar for a like aggregate principal amount of Bonds of the issue of which this Bond is one, of other authorized principal amounts of the same interest rate and maturity. This Bond is transferable by the Registered Owner hereof, in person or by his attorney duly authorized in writing, at the office of the Registrar but only in the manner, subject to the limitations and upon payment of the charges, if any, provided in the proceedings

authorizing the Bonds of the series of which this Bond is one, and upon the surrender hereof for cancellation. Upon such transfer, a new Bond or Bonds of the issue of which this Bond is one, of authorized denominations and of the same aggregate principal amount, will be issued to the transferee in exchange herefor.

The full faith and credit of the County are irrevocably pledged to the punctual payment of the principal of and interest on this Bond as the same become due. In each year while this Bond is outstanding and unpaid, the Board of Supervisors is authorized and required to levy and collect annually, at the same time and in the same manner as other taxes in the County are assessed, levied and collected, a tax upon all taxable property within the County, over and above all other taxes, authorized or limited by law and without limitation as to rate or amount, sufficient to pay when due the principal of and interest on this Bond to the extent other funds of the County are not lawfully available and appropriated for such purpose.

This Bond shall not be valid or obligatory unless the certificate of authentication hereon shall have been manually signed by or on behalf of the Registrar.

It is hereby certified, recited and declared that all acts, conditions and things required to have happened, to exist and to have been performed precedent to and in the issuance of this Bond and the series of which it is one, do exist, have happened and have been performed in regular and due time, form and manner as required by law, and that this Bond and the Bonds of the series of which this Bond is one do not exceed any constitutional or statutory limitation of indebtedness.

IN WITNESS WHEREOF, the County, by its Board of Supervisors, has caused this Bond to be executed by the manual or facsimile signature of the Chairman of such Board; a facsimile of the corporate seal of such Board to be imprinted hereon, attested by the facsimile signature of the Clerk of such Board; and this Bond to be dated _____, 200_.

[SEAL]

Attest:

Clerk of the Board of Supervisors

Chairman of the Board of Supervisors

CERTIFICATE OF AUTHENTICATION

This Bond is one of the Bonds delivered pursuant to the within-mentioned proceedings.

County Treasurer, as Registrar

Date of Authentication: _____.

ASSIGNMENT

For value received, the undersigned hereby sell(s), assign(s) and transfer(s)
unto _____

(Please print or type name and address, including postal zip code, of transferee)

PLEASE INSERT SOCIAL SECURITY
OR OTHER TAX IDENTIFYING NUMBER
OF TRANSFeree:

the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints
_____, attorney, to transfer such Bond on the books
kept for the registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

NOTICE: Signature(s) must be guaranteed
by a member firm of The New York Stock
Exchange, Inc. or a commercial bank or trust
company.

(Signature of Registered Owner)
NOTICE: The signature above must
correspond with the name of the Registered
Owner as it appears on the front of this
Bond in every particular, without
alteration, enlargement or any change
whatsoever.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 8.C.2.b.

Subject: Set a Public Hearing to Consider the Appropriation of Interest Earned from the Chesterfield/Appomattox River Water Authority (ARWA) "Water Treatment Plant Expansion Project Fund"

County Administrator's Comments:

Set a date for public hearing.

County Administrator: BS Hammer for CSR

Board Action Requested: Set a public hearing for March 8, 2006 to consider the Appropriation of \$778,500 in interest earned from the "Chesterfield/ARWA Water Treatment Plant Expansion Project Fund" (the Escrow Fund) to supplement project funds.

Summary of Information:

In 2002, Chesterfield deposited \$31.3 million into an escrow fund to finance its share of the Appomattox River Water Authority's treatment plant expansion. Since the Escrow Fund was established, \$778,500 in interest has been earned. These dollars need to be appropriated to the water capital project to provide additional funding towards the county's share of the project costs.

Preparer: Roy Covington

Title: Director of Utilities

Attachments:

☐

Yes

☒

No

000091



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 8.C.3.

Subject: Request to Quitclaim a Portion of a Sixteen-Foot Water Easement Across the Property of Pristine Development, LLC

County Administrator's Comments:

County Administrator: BS Hammer for LBR

Board Action Requested: Authorize the Chairman of the Board of Supervisors and the County Administrator to execute a quitclaim deed to vacate a portion of a 16' water easement across the property of Pristine Development, LLC.

Summary of Information:

Pristine Development, LLC has requested the quitclaim of a 16' water easement across its property as shown on the attached plat. Staff has reviewed the request and approval is recommended.

District: Dale

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes



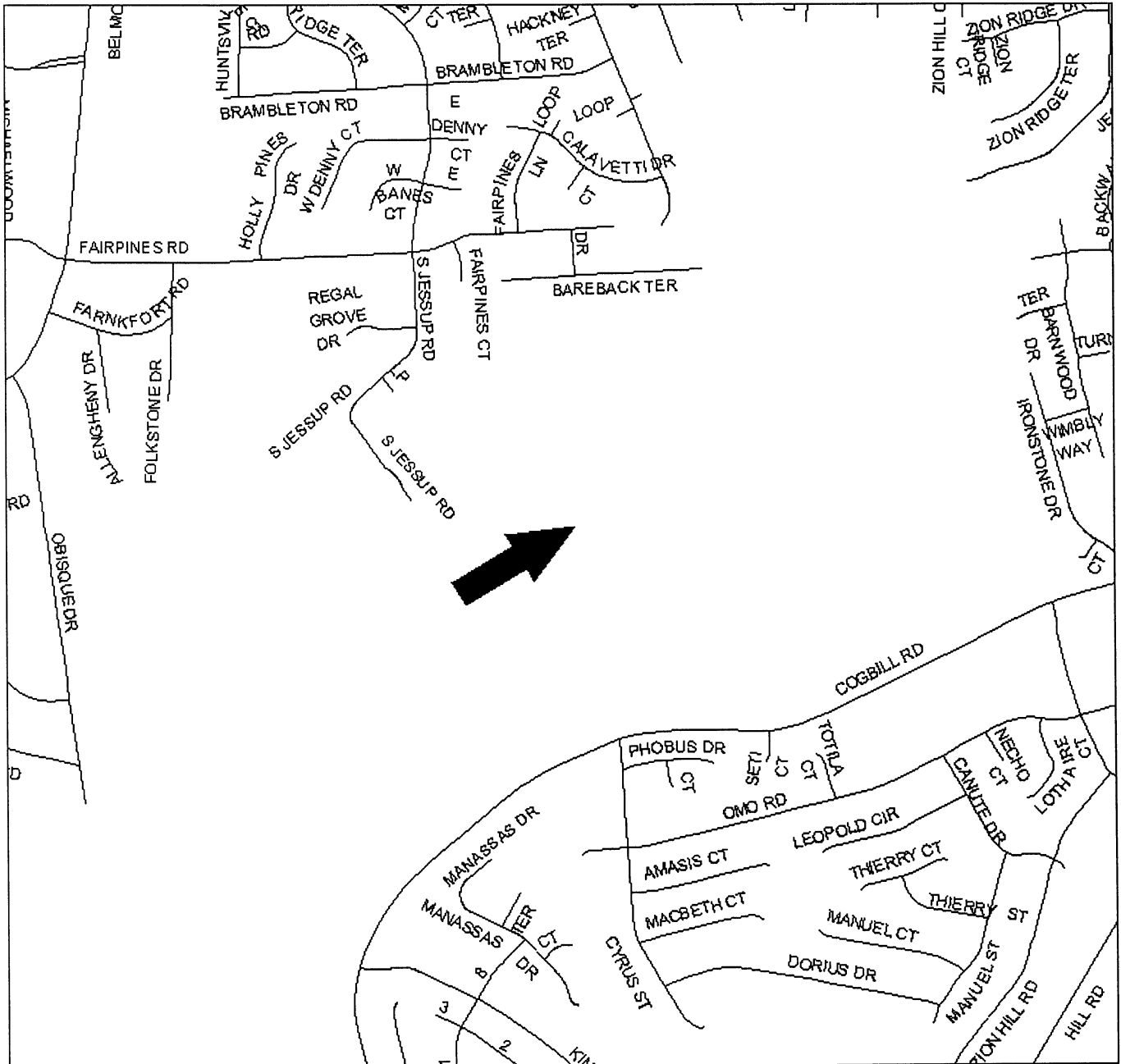
No

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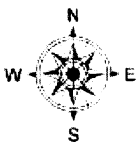
000092

VICINITY SKETCH

REQUEST TO QUITCLAIM A PORTION OF A
SIXTEEN FOOT WATER EASEMENT ACROSS THE
PROPERTY OF PRISTINE DEVELOPMENT LLC



Chesterfield County Department of Utilities



1 inch equals 877.16 feet

000093

GRAPHIC SCALE



(IN FEET)

1 inch = 200 ft.

Kings Grove, Section 3

Open Space

(Kings Grove Homeowner's Association)

P.B. Pg.

King's Grove, Section 1,
Open Space B
(King's Grove Homeowner's Association)
(P.B.154 Pg.59-63)

Kings Grove Drive

44' R/W

Regal Grove Lane

40' R/W

30

Existing 16' Waterline

Easement

D.B.1800 Pg.314

Pristine Development, L.L.C.

Gpin: 769-682-0232-00000(part)

6400 Cogbill Road

P.B.134 Pg.60

D.B.4653 Pg.133

N 3,682,531.64

E 11,769,390.26

NAD 83

Portion of an Existing 16' Waterline

Easement to be Vacated (14,745sf)

D.B.1800 Pg.314

Plat Showing a Portion of an Existing
16' Waterline Easement to be Vacated

Dale Magisterial District,
Chesterfield County, Virginia

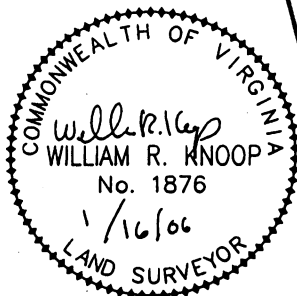
Date: 1-16-06 Scale: 1"=200' Job#: 02-019-04

Sheet 1 of 1

County Project Number: 04 0376

Pristine Development, L.L.C.
Gpin: 769-682-0232-00000(part)
6400 Cogbill Road
D.B.4653, Pg.133

DJB Family Limited Partnership
Gpin: 770-683-8242-00000
6200 Cogbill Road
D.B.6890 Pg.400



BDA

BARTHOL DESIGN ASSOCIATES
civil engineering & land surveying

550 Southlake Boulevard, Richmond Virginia 23236
Phone (804) 379-1640 * Fax (804) 379-1752

N 3,681,620.56

E 11,769,498.28

Existing 16' Waterline

Easement

D.B.1800 Pg.314

L=123.65'

R=1457.70'

T=61.86'

Δ=4°51'36"

C=123.61'

CB=N77°08'E

1.15±miles
to Iron
Bridge Road

Cogbill Road

Variable Width R/W

St.Rte.#638

000094



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 8.C.4.a.

Subject: Acceptance of a Parcel of Land Along Kingsland Road from Leigh's Land, L.L.C.

County Administrator's Comments:

Accept parcel.

County Administrator: *BS Hammer for LBR.*

Board Action Requested: Accept the conveyance of a parcel of land containing 0.263 acres along Kingsland Road (State Route 611) from Leigh's Land, L.L.C., and authorize the County Administrator to execute the deed.

Summary of Information:

It is the policy of the county to acquire right of way whenever possible through development to meet the ultimate road width as shown on the County Thoroughfare Plan. The dedication of this parcel conforms to that plan, and will decrease the right of way costs for road improvements when constructed.

District: Bermuda

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

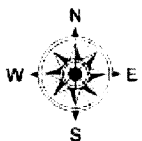
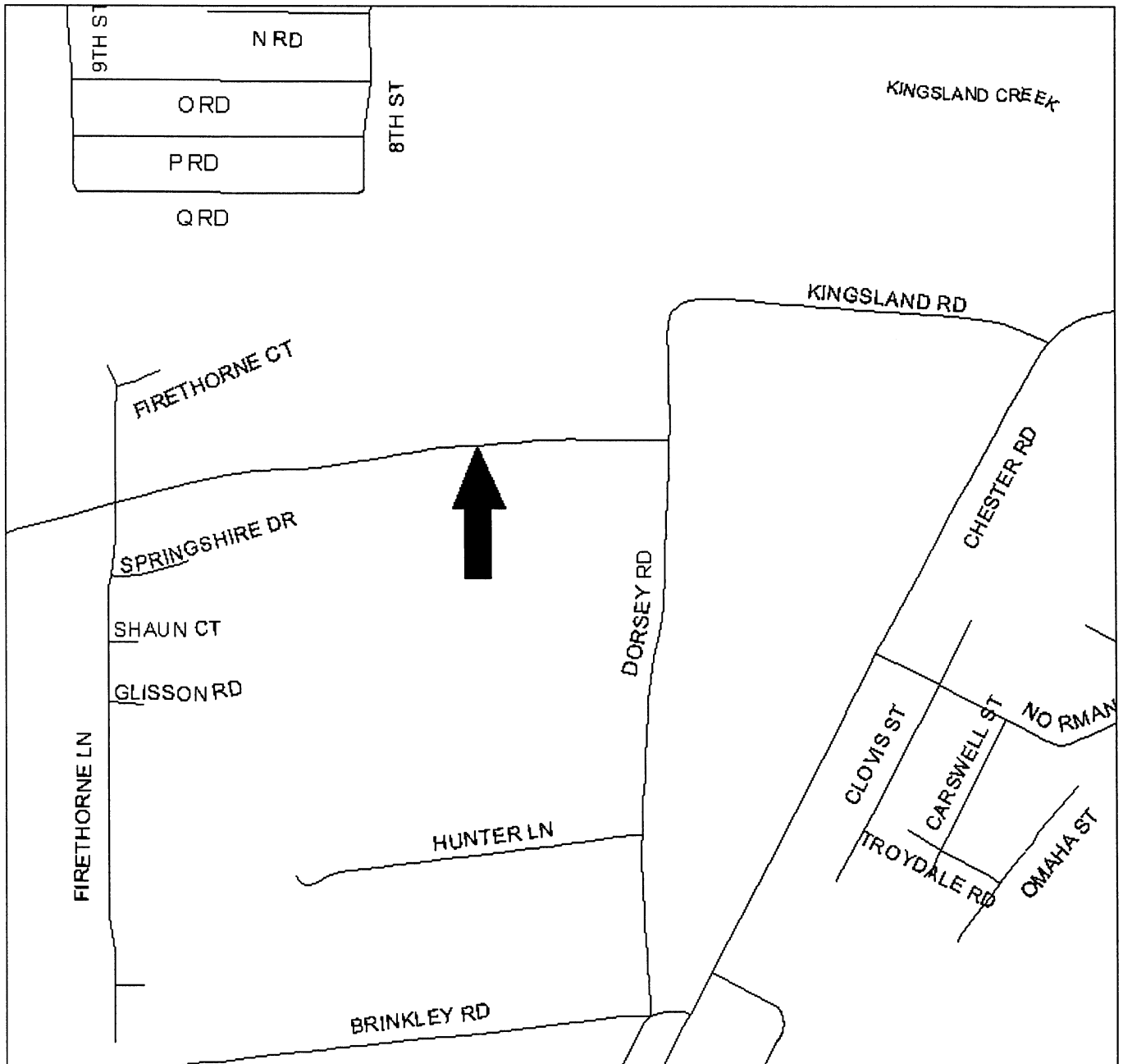


No

000095

VICINITY SKETCH

ACCEPTANCE OF A PARCEL OF LAND ALONG
KINGSLAND ROAD FROM LEIGHS LAND LLC

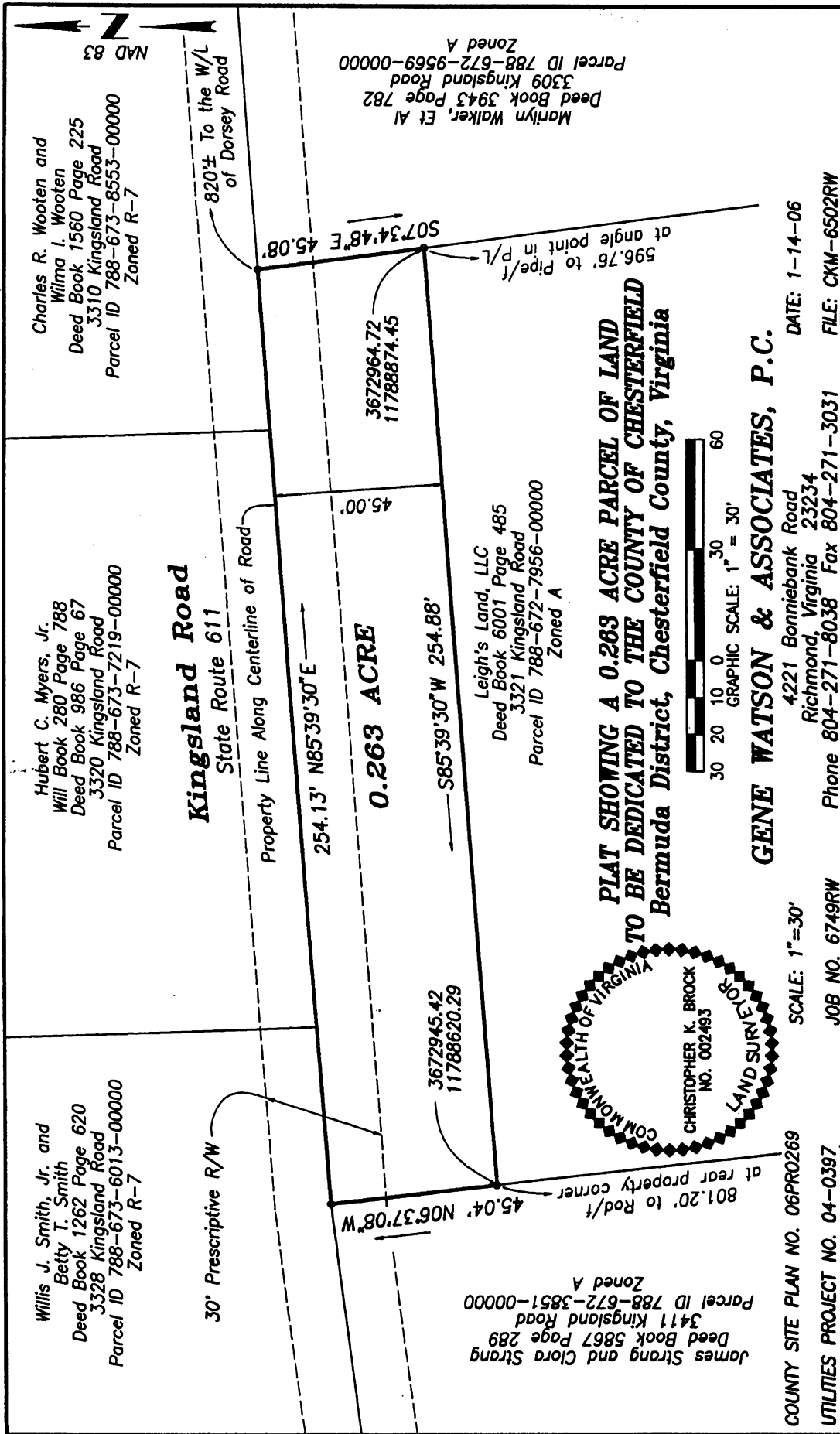


Chesterfield County Department of Utilities



1 inch equals 666.67 feet

000096



760000



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 8.C.4.b.

Subject: Acceptance of a Parcel of Land Along Iron Bridge Road from Dowling Enterprises, LLC

County Administrator's Comments:

Recommend acceptance

County Administrator: *B. S. Hammer for LBR*

Board Action Requested: Accept the conveyance of a parcel of land containing 0.226 acres along Iron Bridge Road (State Route 10) from Dowling Enterprises, LLC, and authorize the County Administrator to execute the deed.

Summary of Information:

It is the policy of the county to acquire right of way whenever possible through development to meet the ultimate road width as shown on the County Thoroughfare Plan. The dedication of this parcel conforms to that plan, and will decrease the right of way costs for road improvements when constructed.

District: Dale

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

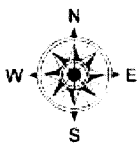
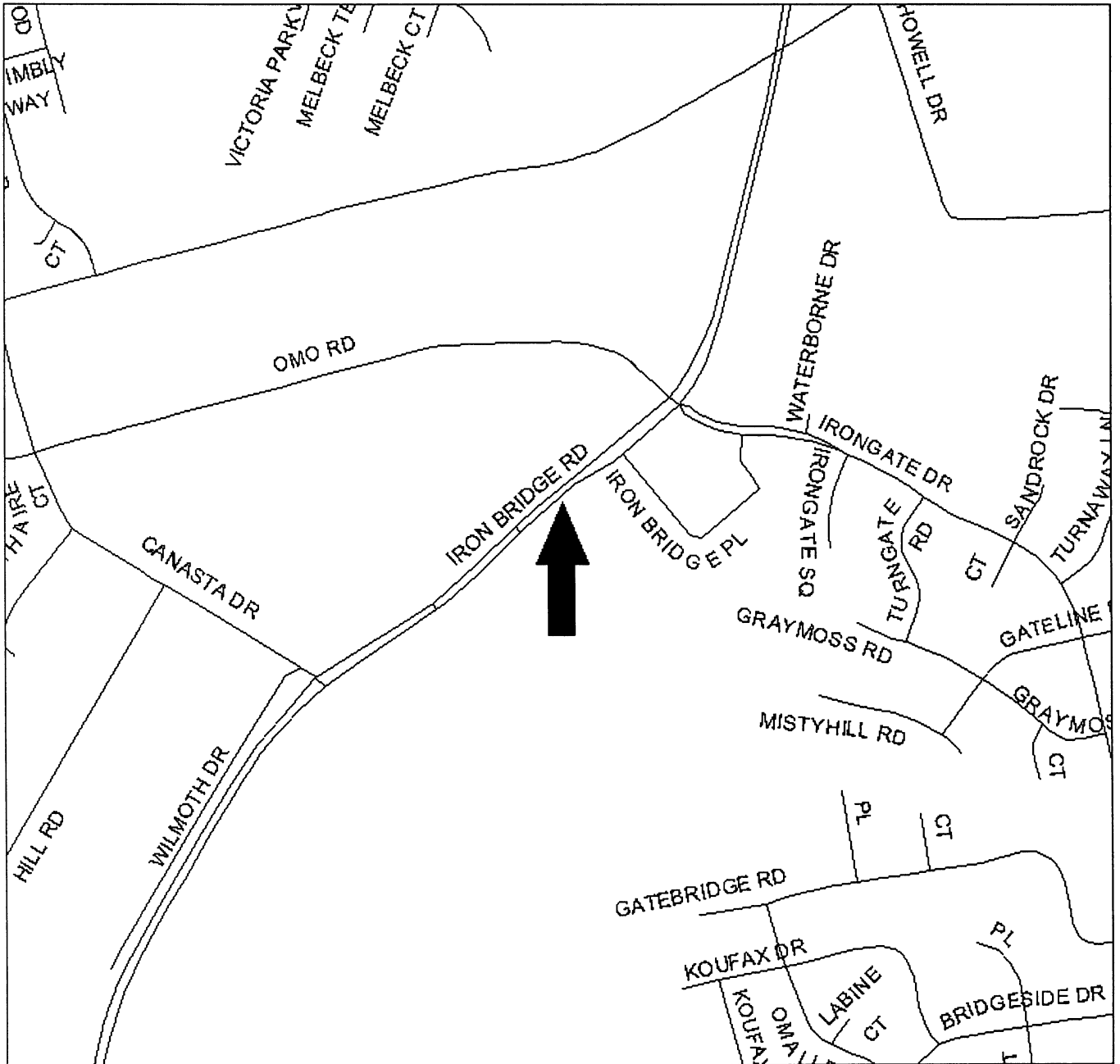


No

000098

VICINITY SKETCH

ACCEPTANCE OF A PARCEL OF LAND ALONG
IRONBRIDGE ROAD FROM DOWLING ENTERPRISES LLC



Chesterfield County Department of Utilities



1 inch equals 666.67 feet

000099

NOTE: THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT AND IS SUBJECT TO REVISION WHICH MAY BE DISCLOSED BY SUCH NOT ALL EASEMENTS AND NO IMPROVEMENTS SHOWN.

BALZER



BALZER ENGINEERS & SURVEYORS, INC.
 1000 West 10th Street
 Cheyenne, WY 82001
 Phone: (307) 775-8800
 Fax: (307) 775-8801
 E-mail: info@balzer.com
 Website: www.balzer.com

PLAT SHOWING
 A 16' DRAINAGE EASEMENT (PUBLIC)
 AND 0.226 ACRE OF LAND TO BE
 DEDICATED TO THE
 COUNTY OF CHESTERFIELD
 DALL DISTRICT
 CHESTERFIELD COUNTY, WYOMING

OWNER: JRW
 EXISTING: BRT
 CHECKED: BRT
 DATE: 1-26-2005
 REVISIONS:

SCALE: 1"=40'
 SHEET NO.:
10F1
 JOB NO.: C0500226
 DEPT: 66



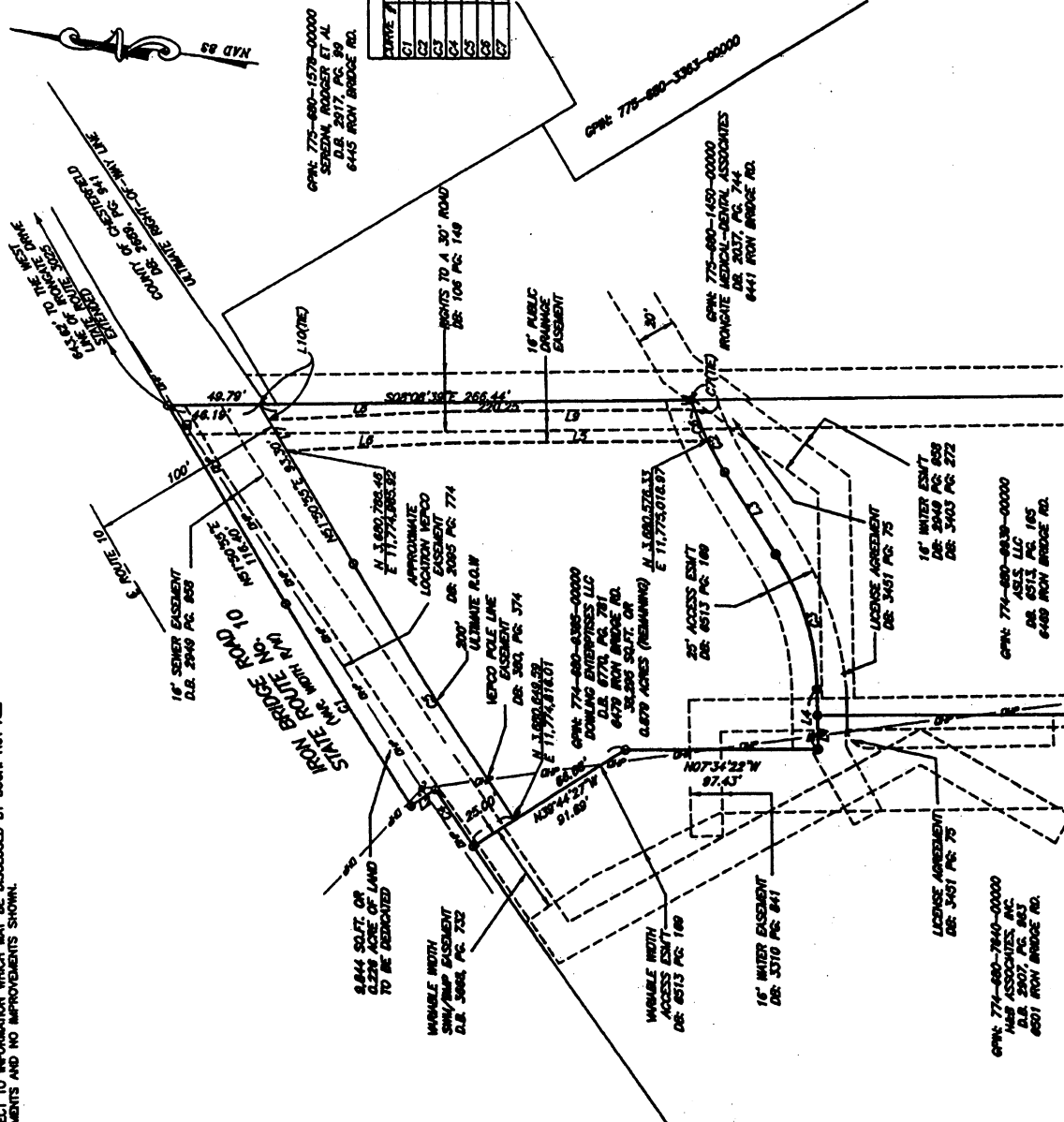
CO. PROJ. F. 05-032
 SITE PLAN F. 0507164



Scale 1" = 40'

LINE	BEARING	LENGTH
L1	N81°42'12"E	17.11
L2	S80°33'30"E	15.00
L3	N80°41'27"E	48.57
L4	N43°04'E	30.43
L5	N07°57'02"W	129.28
L6	N107°13'02"W	65.45
L7	N01°30'32"E	16.11
L8	S107°13'02"E	164.25
L9	S02°32'02"E	123.08
L10	N01°30'32"E	9.30

CURVE #	LENGTH	RADIUS	INVERSE	CHORD	BEARING	CHORD	DELTA
C1	170.39'	2824.80'	S50°27'40"W	170.39'	278°31'	170.39'	278°31'
C2	40.83'	166.80'	S57°30'58"W	40.83'	157°58'30"	40.83'	157°58'30"
C3	78.21'	153.41'	N69°11'49"E	71.31'	371°02'45"	71.31'	371°02'45"
C4	54.53'	289.80'	S49°03'16"W	54.53'	0°42'15"	54.53'	0°42'15"
C5	153.59'	2784.80'	S50°16'07"W	153.57'	378°38'	153.57'	378°38'
C6	17.29'	166.80'	S57°30'58"W	17.29'	57°58'30"	17.29'	57°58'30"
C7	5.33'	166.80'	S53°43'29"W	5.33'	1°49'35"	5.33'	1°49'35"



000100



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 8.C.5.

Subject: Initiate an Application for Conditional Use to Permit a Water Pump Station and Tank

County Administrator's Comments:

Recommend approval.

County Administrator: BS Hammer for LBR

Board Action Requested: Initiate an application for conditional use to permit a water pump station and storage tank on property at 11730 River Road, PIN 7466302124 and to appoint John Harmon, County Right of Way Manager as the Board's Agent.

Summary of Information:

Conditional use approval is required for construction of a new River Road Water Pump Station and River Road Water Tank to serve south-west Chesterfield. This station and tank will be part of the new Southwest Corridor transmission system originating at the Appomattox River Water Authority and extending to Winterpock. The parcel is currently owned by the county and is the site of the Union Branch 911 Tower and former Union Branch Elementary School.

District: Matoaca

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes



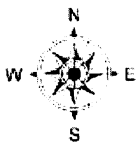
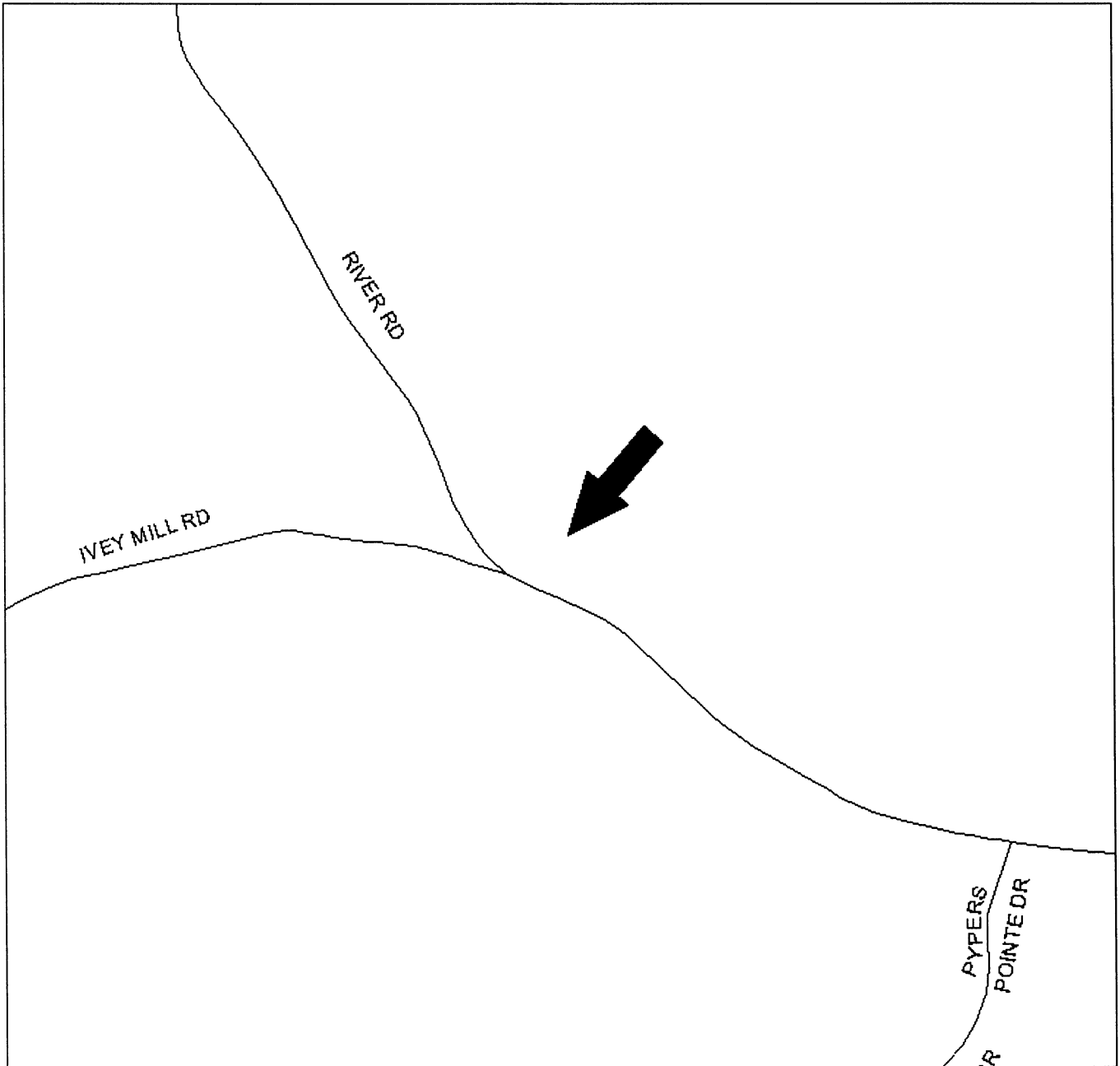
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000101

VICINITY SKETCH

INITIATE AN APPLICATION FOR CONDITIONAL USE
TO PERMIT A WATER PUMP STATION AND TANK

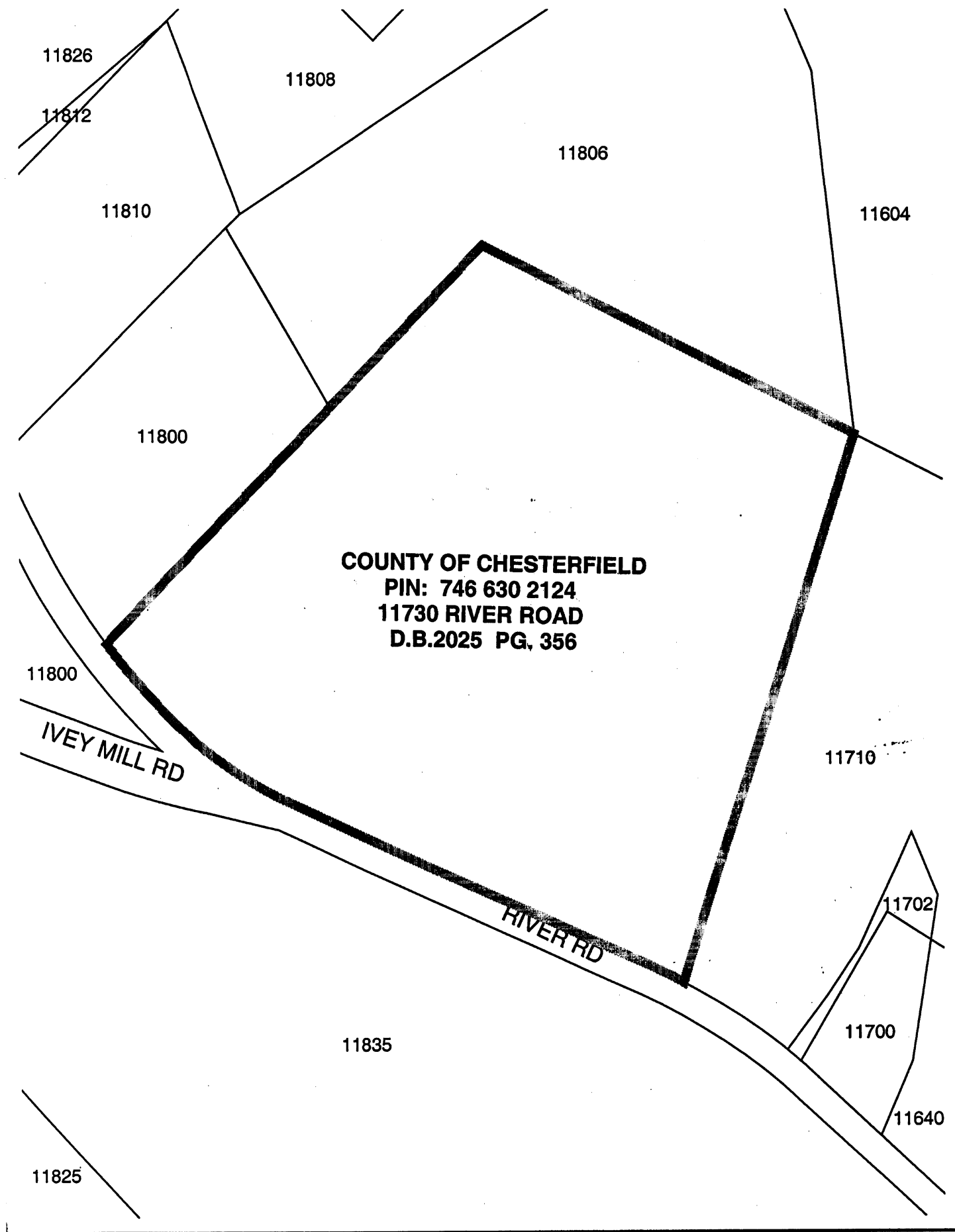


Chesterfield County Department of Utilities



1 inch equals 666.67 feet

000102





**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2005

Item Number: 8.C.6. *a.*

Subject:

Resolution Recognizing the Contributions of USS CHESTERFIELD COUNTY (LST-551) to the Nation's Defense Efforts

County Administrator's Comments:

County Administrator: *BS Hammer for LBR*

Board Action Requested:

It has been requested that the Board of Supervisors adopt this resolution recognizing the contributions of USS CHESTERFIELD COUNTY (LST-551) to the nation's defense efforts.

Summary of Information:

This resolution will recognize the contributions of USS CHESTERFIELD COUNTY (LST-551) to the nation's defense efforts, thanks all those who served aboard the vessel for their service, and extends to the USS CHESTERFIELD COUNTY reunion committee best wishes on the 62nd anniversary of the commissioning of the ship.

Preparer: Donald J. Kappel

Title: Director, Public Affairs

Attachments:



Yes



No

000104

RECOGNIZING THE CONTRIBUTIONS OF USS CHESTERFIELD COUNTY (LST-551)
TO THE NATION'S DEFENSE EFFORTS

WHEREAS, LST (Landing Ship Tank) 551 was built by the Missouri Valley Bridge and Iron Company in Evansville, Indiana; and

WHEREAS, the keel for the ship was laid down on January 15, 1944, and LST-551 was launched on March 11, 1944; and

WHEREAS, the ship was subsequently commissioned on April 10, 1944 and entered service with the U. S. Navy; and

WHEREAS, LST-551 and her crew were assigned to duties in the European theater and participated in the invasion of southern France in August and September of 1944; and

WHEREAS, the ship and crew continued to serve during the Allied occupation of Europe until July 1945; and

WHEREAS, for the next 10 years, LST-551 performed post-war service while assigned to Commander, Amphibious Force, U. S. Atlantic Fleet; and

WHEREAS, on July 1, 1955, LST-551 was designated CHESTERFIELD COUNTY (LST-551), named after counties in Virginia and South Carolina; and

WHEREAS, the ship was again commissioned on December 21, 1965 and operated off Vietnam in 1966 and 1967 until she was decommissioned and struck from the Navy list on June 1, 1970; and

WHEREAS, during her many years of service to the nation, LST-551 and her crew performed admirably and earned one battle star for World War II service and two for Vietnam service.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 8th day of February 2006, hereby recognizes the contributions of USS CHESTERFIELD COUNTY (LST-551) to the nation's defense efforts, thanks all those who served aboard the vessel for their service, and extends to the USS CHESTERFIELD COUNTY reunion committee best wishes on the 62nd anniversary of the commissioning of the ship.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 8.C.6.b.

Subject:

Resolution Recognizing Sergeant Paige B. Saunders, Sheriff's Office, Upon Her Retirement November 30, 2005

County Administrator's Comments:

County Administrator:

BA Hammer for LBR

Board Action Requested:

Staff Requests the Board adopt the attached resolution.

Summary of Information:

Staff requests the Board adopt the attached resolution recognizing Sergeant Paige B. Saunders for 15 years of service to the Chesterfield County Sheriff's Office.

Preparer: Clarence G. Williams, Jr.

Title: Sheriff

Attachments:



Yes



No

000106

RECOGNIZING SERGEANT PAIGE B. SAUNDERS UPON HER RETIREMENT

WHEREAS, Sergeant Paige B. Saunders began her public service with Chesterfield County in 1990 as a Deputy Sheriff, serving in the Correctional Services Bureau, supervising inmates entrusted to the Sheriff's care; and

WHEREAS, Sergeant Saunders served as a Field Training Officer, ensuring that newly hired deputies received comprehensive training in jail operations; and

WHEREAS, Sergeant Saunders was a member of the Sheriff's Office Special Operations Response Team from 1991 to 1995 where, in addition to other responsibilities, she was certified as a rappel tower operator; and

WHEREAS, Sergeant Saunders, in addition to earning a Bachelors Degree from Virginia Tech, demonstrated her commitment to ongoing education and training by obtaining a Career Studies Certificate in Administration of Justice from John Tyler Community College and by completing the Chesterfield County Supervisory Leadership Institute; and

WHEREAS, Sergeant Saunders received numerous instances of praise and commendation from her co-workers and supervisors, including being named Employee of the Quarter for the third quarter of 1993; and

WHEREAS, Sergeant Saunders was instrumental in the Sheriff's Office successful conversion from revolvers to semi-automatic pistols through her service as a sub-team leader for the Sheriff's Office Weapons Process Action Team; and

WHEREAS, Sergeant Saunders, after her initial promotion to the rank of Sergeant in October of 1993, completed a successful and diverse career by supervising units in the Correctional Services Bureau and the Court and Administrative Services Divisions; and

WHEREAS, Sergeant Saunders has faithfully and successfully served the citizens of Chesterfield County for over 15 years.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors recognizes the outstanding contributions of Sergeant Paige B. Saunders, expresses the appreciation of all residents for her service to Chesterfield County, and extends their appreciation for her dedicated service to the county, as well as best wishes for a long and happy retirement.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 8.C.6.c.

Subject:

Resolution Recognizing Mr. Clarence King, Jr., Parks and Recreation Department, Upon His Retirement

County Administrator's Comments:

County Administrator:

BS Hammer for LBR

Board Action Requested:

Staff requests the Board adopt the attached resolution.

Summary of Information:

Staff requests the Board adopt the attached resolution recognizing the outstanding contributions of Mr. Clarence King, Jr., for his 23 years of service to Chesterfield County.

Preparer: Michael S. Golden

Title: Director-Parks and Recreation

Attachments:



Yes



No

000108

RECOGNIZING MR. CLARENCE E. KING, JR. UPON HIS RETIREMENT

WHEREAS, Mr. Clarence E. King, Jr. retired on January 31, 2006 from the Chesterfield County Department of Parks and Recreation; and

WHEREAS, Mr. King began his public service with Chesterfield County in 1982, in the Parks and Recreation Department, as an Equipment Operator with the Construction Crew and in 1985, advanced to the position of Principal Labor Crew Chief; and

WHEREAS, in 1996, Mr. King continued his service as a Principal Labor Crew Chief with the School Grounds Maintenance Crew, and from 2001 to the present, served as a Capital Projects Field Coordinator with the Design and Construction Section; and

WHEREAS, Mr. King has provided excellent customer service, integrity and leadership in the maintenance and development of Chesterfield County park and school facilities; and

WHEREAS, Mr. King has been an invaluable asset and mainstay for the Parks and Recreation Department for the past 23 years; and

WHEREAS, Mr. King has been responsible for and instrumental in providing some of the best constructed and maintained park and school facilities in the county by which all other facilities are measured; and

WHEREAS, Mr. King has been dedicated, productive and always dependable in his position responsibilities; and

WHEREAS, Mr. King will be greatly missed by his co-workers, supervisors, and the citizens of Chesterfield County whom he has served.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors recognizes the outstanding contributions of Mr. Clarence E. King, Jr., expresses the appreciation of all residents for his 23 years of service to Chesterfield County, and extends appreciation for his dedicated service to the county and congratulations upon his retirement, as well as best wishes for a long and happy retirement.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 8.C.7.a.

Subject:

The Board of Supervisors is Requested to Transfer \$5,000 in Matoaca District Improvement Funds to the Parks and Recreation Department to Purchase a Storage Shed for Athletic Equipment at the Ettrick Elementary School Sports Complex

County Administrator's Comments:

County Administrator:

BA Humm for LBR

Board Action Requested:

The Board of Supervisors is requested to transfer \$5,000 in Matoaca District Improvement Funds to the Parks and Recreation Department to purchase a storage shed for athletic equipment at the Ettrick Elementary School Sports Complex.

Summary of Information:

Supervisor Humphrey has requested that the Board transfer \$5,000 from the Matoaca District Improvement Fund to the Parks and Recreation Department for the purchase of a storage shed to be used to store athletic equipment at the Ettrick Elementary School Sports Complex. This request was originally made by the Ettrick Athletic Association. The Board is not authorized to give public funds to organizations like the Association. The Board can, however, transfer funds to the Department of Parks and Recreation to purchase a storage shed to be used at the Ettrick Elementary School Sports Complex since it is a capital improvement to County property which will be used for a public recreational program.

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

Preparer: Rebecca T. Dickson

Title: Director of Budget & Management

0425:71009.1

Attachments:



Yes



No

000110

**DISTRICT IMPROVEMENT FUNDS
APPLICATION**

This application must be completed and signed before the County can consider a request for funding with District Improvement Funds. Completing and signing this form does not mean that you will receive funding or that the County can legally consider your request. Virginia law places substantial restrictions on the authority of the County to give public funds, such as District Improvement Funds, to private persons or organizations and these restrictions may preclude the County's Board of Supervisors from even considering your request.

1. What is the name of the applicant (person or organization) making this funding request? Etrick Youth Sports Association
Wanda D. Johnson
2. If an organization is the applicant, what is the nature and purpose of the organization? (Also attach organization's most recent articles of incorporation and/or bylaws to application.)
Etrick Youth Sports Association
Storage Facility. To store football
equipment
3. What is the amount of funding you are seeking? \$5000.00
4. Describe in detail the funding request and how the money, if approved, will be spent.
Store football equipment for the
children of Etrick. Cost of project \$31,000.
5. Is any County Department involved in the project, event or program for which you are seeking funds? yes

6. If this request for funding will not fully fund your activity or program, what other individuals or organizations will provide the remainder of the funding?

Community Development Block Grant

7. If applicant is an organization, answer the following:

Is the organization a corporation?

Yes ☒

No ☐

Is the organization non-profit?

Yes ☒

No ☐

Is the organization tax-exempt?

Yes ☒

No ☐

8. What is the address of the applicant making this funding request?

Wanda D. Johnson
18510 Rollingside Dr
Colonial Heights VA 23834

9. What is the telephone number, fax number, e-mail address of the applicant?

804-520-2750 Home
804-943-6709 Cell

Signature of applicant. If you are signing on behalf of an organization you must be the president, vice-president, chairman/director or vice-chairman of the organization.

Wanda D. Johnson
Signature

Ways & Means
Title (if signing on behalf of an organization)

Wanda D. Johnson
Printed Name

1/27/06
Date

President - Edward Johnson (notified of request)
804-943-6368



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 8.C.7.b.

Subject:

Transfer \$2,766 from the Matoaca District Improvement Fund to the School Board to Fund the Foster Grandparents Program at Ettrick Elementary School

County Administrator's Comments:

County Administrator:

BS Hammer for use

Board Action Requested:

Transfer \$2,766 from the Matoaca District Improvement Fund to the School Board to fund the Foster Grandparents Program at Ettrick Elementary School.

Summary of Information:

Supervisor Humphrey has requested that the Board transfer \$2,766 from the Matoaca District Improvement Fund to the School Board to fund the Foster Grandparents Program at Ettrick Elementary School. Under this School Board program, volunteer senior citizens will work with 25 kindergarten and first grade students who are experiencing reading difficulty. This early intervention has been proven to prevent future reading problems for such students later in their education. This request was originally made by the Foster Grandparents Program. The Board is not authorized to give public funds to organizations like the Foster Grandparent Program. The County can legally transfer public funds to the School Board to pay operating expenses of an education program which is sanctioned by the School Board, offered as part of the public school curriculum and operated in a public school facility.

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management
0425:71005.1

Attachments:



Yes



No

#

000113

**DISTRICT IMPROVEMENT FUNDS
APPLICATION**

This application must be completed and signed before the County can consider a request for funding with District Improvement Funds. Completing and signing this form does not mean that you will receive funding or that the County can legally consider your request. Virginia law places substantial restrictions on the authority of the County to give public funds, such as District Improvement Funds, to private persons or organizations and these restrictions may preclude the County's Board of Supervisors from even considering your request.

- 1. What is the name of the applicant (person?
or organization) making this funding request?** Foster Grandparent Program

- 2. If an organization is the applicant, what is?
the nature and purpose of the organization?
(Also attach organization's most recent
articles of incorporation and/or bylaws to
application.)** The mission of the program is

to provide opportunities for low-income seniors to volunteer in schools, child
care centers, juvenile detention centers, homeless shelters, institutions for the
mentally retarded and group foster homes.

- 3. What is the amount of funding you are
seeking?** \$2,766

- 4. Describe in detail the funding request and
how the money, if approved, will be spent.** The requested funds will be used

to supplement the cost of stipends for 2 foster grandparents for a nine month
period.

- 5. Is any County Department involved in the
project, event or program for which you
are seeking funds?** No

- 6. If this request for funding will not fully fund
your activity or program, what other
individuals or organizations will provide
the remainder of the funding?** Additional funds will be

requested from other local sources, such as United Way Services or federal
funds.

7. If applicant is an organization, answer the following:

Is the organization a corporation?

Yes _____ No X

Is the organization non-profit?

Yes X No _____

Is the organization tax-exempt?

Yes X No _____

8. What is the address of the applicant making this funding request?

**23 Seyler Drive
Petersburg, VA 23805**

9. What is the telephone number, fax number, e-mail address of the applicant?

**(804) 861-3185
Fax (804) 732-9459
FGPINC@AOL.COM**

Signature of applicant. If you are signing on behalf of an organization you must be the president, vice-president, chairman/director or vice-chairman of the organization.

Mattie M. Robertson
Signature

Project Director
Title (if signing on behalf of an organization)

Mattie Robertson
Printed Name

10-24-05
Date



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 10.A.

Subject:

Status of General Fund Balance, Reserve for Future Capital Projects,
District Improvement Fund, and Lease Purchases

County Administrator's Comments:

County Administrator: BS Hammer for LBR

Board Action Requested:

Summary of Information:

Preparer: Lane B. Ramsey

Title: County Administrator

Attachments:



Yes



No

000116

CHESTERFIELD COUNTY
UNDESIGNATED GENERAL FUND BALANCE
February 8, 2006

BOARD MEETING DATE	DESCRIPTION	AMOUNT	BALANCE
07/01/05	FY2006 Actual Beginning Fund Balance		\$56,277,458
07/01/05	Budgeted addition to Fund Balance	1,000,000	\$57,277,458
11/09/05	Comprehensive Services year-end FY05 and projected year-end FY06 fund balance shortfalls	(384,700)	\$56,892,758
11/09/05	Public Safety Pay Adjustments (one-half the cost)	(725,800)	\$56,166,958
11/09/05	Access Chesterfield Transportation Program	(300,000)	\$55,866,958
11/09/05	Henricus dock replacement - 2007 Celebration	(45,000)	\$55,821,958
11/09/05	Partial funding for elevator replacement in five-story Administration Building	(250,000)	\$55,571,958
11/09/05	School Health Nurses - additional costs in FY06	(76,700)	\$55,495,258
11/09/05	Comprehensive Services year-end FY05 and projected year-end FY06 fund balance shortfalls (Schools)	(301,300)	\$55,193,958
11/09/05	Property Tax and Assessor System Enhancements (Schools)	(437,955)	\$54,756,003
11/09/05	School Health Nurses - additional costs in FY06 (Schools)	(54,600)	\$54,701,403
11/09/05	Reserve excess revenue for capital expenditures in FY2006 (Schools)	(5,183,654)	\$49,517,749
11/09/05	Reserve expenditure savings for capital expenditures in FY2006 (Schools)	(1,143,689)	\$48,374,060
11/09/05	Reserve excess property taxes for non-recurring capital items in FY2007 (County)	(2,400,577)	\$45,973,483
11/09/05	Reserve other excess revenue for non-recurring capital items in FY2007 (County)	(318,378)	\$45,655,105
11/09/05	Reserve expenditure savings for non-recurring capital items in FY2007 (County)	(255,105)	\$45,400,000
11/09/05	Projected Undesignated Fund Balance through FY2007		\$45,400,000

000117

CHESTERFIELD COUNTY
RESERVE FOR FUTURE CAPITAL PROJECTS
TRADITIONALLY FUNDED BY DEBT

February 8, 2006

Board
Meeting
Date

Description

Amount

Balance

FOR FISCAL YEAR 2006 BEGINNING JULY 1, 2005

4/13/2005	FY06 Budgeted Addition	9,492,000	10,348,612
4/13/2005	FY06 Capital Projects	(7,760,500)	2,588,112
8/24/2005	Battery Dantzler Road Extension	(125,000)	2,463,112
1/25/2006	Airport T-hangar taxiway connector at north terminal apron	(350,000)	2,113,112

000118

CHESTERFIELD COUNTY
DISTRICT IMPROVEMENT FUNDS
February 8, 2006

<u>District</u>	<u>Prior Years Carry Over</u>	<u>FY2006 Appropriation</u>	<u>Funds Used to Date</u>	<u>Items on 2/08 Agenda</u>	<u>Balance Pending Board Approval</u>
Bermuda	\$21,079	\$48,500	\$23,858	0	\$45,721
Clover Hill	45,020	48,500	13,893	0	79,627
Dale	62,053	48,500	16,360	0	94,193
Matoaca	66,546	48,500	17,874	7,766	89,405
Midlothian	41,279	48,500	17,933	0	71,846
County Wide	-	13,500	0	-	13,500

Prepared by
Accounting Department
January 31, 2006

SCHEDULE OF CAPITALIZED LEASE PURCHASES

APPROVED AND EXECUTED

<u>Date Began</u>	<u>Description</u>	<u>Original Amount</u>	<u>Date Ends</u>	<u>Outstanding Balance 1/31/06</u>
04/99	Public Facility Lease – Juvenile Courts Project	\$16,100,000	11/19	\$11,270,000
1/01	Certificates of Participation - Building Construction, Expansion and Renovation; Acquisition/Installation of Systems	13,725,000	11/21	10,045,000
04/01	School Copier Lease #2 – Manchester High School	20,268	03/06	842
03/03	Certificates of Participation – Building Construction, Expansion and Renovation	6,100,000	11/23	5,460,000
03/04	Certificates of Participation – Building Construction, Expansion and Renovation; Acquisition/Installation of Systems	21,970,000	11/24	20,830,000
10/04	Cloverleaf Mall Redevelopment Project	9,225,000	10/06	9,225,000
11/04	School Archival/Retrieval System Lease	21,639	01/08	14,053
12/04	Energy Improvements at County Facilities	1,519,567	12/17	1,519,567
12/04	Energy Improvements at School Facilities	427,633	12/10	427,633
5/05	Certificates of Participation – Building Acquisition, Construction, Installation, Furnishing and Equipping; Acquisition/Installation of Systems	<u>14,495,000</u>	11/24	<u>14,495,000</u>
TOTAL APPROVED AND EXECUTED		<u>\$83,604,107</u>		<u>\$73,287,095</u>

PENDING EXECUTION

<u>Description</u>	<u>Approved Amount</u>
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000120



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 10.B.

Subject:

Roads Accepted into the State Secondary System

County Administrator's Comments:

County Administrator: BS Hammer for CBR

Board Action Requested:

Summary of Information:

Preparer: Lisa H. Elko

Title: Clerk to the Board

Attachments:



Yes



No

000121

Report of Changes to the Secondary System of State Highways

17-Jan-06

4

County of Chesterfield

Street Names grouped by Project/Subdivision	Route	Street Termini	Length Miles	Date BOS Resolution	Effective
System Change: Addition					
Meadowbrook Farms, Section H					
Backwater Drive	05934	From: Route 5933, Ironhorse Road To: 0.02 Mile North Route 5933	0.02	11/22/2005	12/20/2005
Barnwood Drive	05930	From: Route 5929, Wimby Way To: 0.02 Mile South Route 5929	0.02	11/22/2005	12/20/2005
Barnwood Drive	05930	From: Route 5929, Wimby Way To: Route 5931, Barnwood Turn	0.06	11/22/2005	12/20/2005
Barnwood Drive	05930	From: Route 5932, Barnwood Terrace To: Route 5933, Ironhorse Road	0.06	11/22/2005	12/20/2005
Barnwood Drive	05930	From: Route 5931, Barnwood Turn To: Route 5932, Barnwood Terrace	0.07	11/22/2005	12/20/2005
Barnwood Drive	05930	From: Route 5933, Ironhorse Drive To: Cul-de-sac	0.04	11/22/2005	12/20/2005
Barnwood Terrace	05932	From: Route 5930, Barnwood Drive To: Cul-de-sac	0.06	11/22/2005	12/20/2005
Barnwood Turn	05931	From: Route 5930, Barnwood Drive To: Cul-de-sac	0.03	11/22/2005	12/20/2005
Ironhorse Road	05933	From: Route 5930, Barnwood Drive To: Cul-de-sac	0.04	11/22/2005	12/20/2005
Ironhorse Road	05933	From: Route 5934, Backwater Drive To: 0.06 Mile East Route 5934	0.06	11/22/2005	12/20/2005
Ironhorse Road	05933	From: Route 5930, Barnwood Drive To: Route 5934, Backwater Drive	0.05	11/22/2005	12/20/2005
Ironstone Drive	05928	From: Route 5929, Wimby Way To: 0.01 Mile North Route 5929	0.01	11/22/2005	12/20/2005
Ironstone Drive	05928	From: Route 638, Cogbill Rd To: Route 5929, Wimby Way	0.22	11/22/2005	12/20/2005
Wimby Way	05929	From: Route 5928, Ironstone Drive To: Route 5930, Barnwood Drive	0.05	11/22/2005	12/20/2005
System Change: Administrative					
0668-020-294, C501					
Walton Park Lane (Old Rt 624)	00668	From: 0.40 Mile North Route 1070 To: Route 60	0.02 0.00	2/21/2001	12/16/2005

Total Net Change in Mileage

0.79

000122

This document summarizes implemented changes in the secondary system of state highways that will be reported to the Commonwealth Transportation Board on January 18, 2006



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 10.C.

Subject:

Report of Planning Commission Substantial Accord Decision for Chesterfield County Police Department: Temporary Western Hull Street District Police Station. (Case 06PD0245)

County Administrator's Comments:

County Administrator: BS Hammer for LBR

Board Action Requested:

On January 17, 2006, the Planning Commission confirmed the Planning Director's decision that Case 06PD0245 is in substantial accord with the Comprehensive Plan. Staff recommends no action. Note: This is for temporary use until the permanent location North of the Cosby Road High School (GPIN 714-672-8571) is available.

Summary of Information:

The Commission voted 4 to 1 (absent Mr. Gulley) to confirm the Director's decision that the proposal is substantially in accord with the Comprehensive Plan. (See attached map)

State law provides that the Board may overrule the Planning Commission's decision or refer the matter back to the Planning Commission for public hearing and decision. If the Board takes no action, the substantial accord determination will become final. Staff recommends no action.

Preparer: Kirkland A. Turner

Title: Director of Planning

Attachments:



Yes



No

000123



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

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Meeting Date: February 8, 2006

Item Number: 14.A.

Subject:

Resolution Recognizing Mr. David Christopher Bulman and Mr. Matthew Ryan Leahy, Both of Troop 806, Sponsored by Woodlake United Methodist Church, and Mr. Robert James Medlin, Troop 874, Sponsored by St. Luke's United Methodist Church, Upon Attaining Rank of Eagle Scout

County Administrator's Comments:

County Administrator:

BS Hammer for UBR

Board Action Requested:

Adoption of the attached resolution.

Summary of Information:

Staff has received requests for the Board to adopt resolutions recognizing Mr. David Christopher Bulman and Mr. Matthew Ryan Leahy, both of Troop 806 and Mr. Robert James Medlin, Troop 874, upon attaining the rank of Eagle Scout. All will be present at the meeting, accompanied by members of their families, to accept the resolutions.

Preparer: Lisa H. Elko

Title: Clerk to the Board

Attachments:



Yes



No

000125

WHEREAS, the Boy Scouts of America was incorporated by Mr. William D. Boyce on February 8, 1910, and was chartered by Congress in 1916; and

WHEREAS, the Boy Scouts of America was founded to build character, provide citizenship training and promote physical fitness; and

WHEREAS, after earning at least twenty-one merit badges in a wide variety of skills including leadership, service and outdoor life, serving in a leadership position in a troop, carrying out a service project beneficial to their community, being active in the troop, demonstrating Scout spirit, and living up to the Scout Oath and Law

Mr. David Christopher Bulman and Mr. Matthew Ryan Leahy, both of Troop 806, sponsored by Woodlake United Methodist Church, and Mr. Robert James Medlin, Troop 874, sponsored by Saint Luke's United Methodist Church, have accomplished those high standards of commitment and have reached the long-sought goal of Eagle Scout which is received by only four percent of those individuals entering the Scouting movement; and

WHEREAS, growing through their experiences in Scouting, learning the lessons of responsible citizenship, and endeavoring to prepare themselves for roles as leaders in society, David, Matthew and Robert have distinguished themselves as members of a new generation of prepared young citizens of whom we can all be very proud.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 8th day of February 2006, hereby extends its congratulations to Mr. David Christopher Bulman, Mr. Matthew Ryan Leahy, and Mr. Robert James Medlin, and acknowledges the good fortune of the county to have such outstanding young men as its citizens.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 14.B.

Subject:

Resolution Recognizing the Midlothian High School Girls Varsity Cross Country Team as State Champions

County Administrator's Comments:

County Administrator:

TBS Hammer
for LBR

Board Action Requested:

The Honorable Edward B. Barber requests that the Board of Supervisors commend and recognize the Midlothian High School Girls Varsity Cross Country team for their superior achievements and representation of Chesterfield County.

Summary of Information:

The Midlothian High School Girls Varsity Cross Country team were the Season and Tournament Champions for the Dominion District, the Central Regional Champions and were the State AAA Girls Cross Country Champions.

Preparer: Michael S. Golden

Title: Director-Parks and Recreation

Attachments:



Yes



No

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000127

RECOGNIZING THE MIDLOTHIAN HIGH SCHOOL GIRLS VARSITY CROSS COUNTRY
TEAM FOR ITS OUTSTANDING REPRESENTATION OF CHESTERFIELD COUNTY

WHEREAS, participation in high school sports has long been an integral part of Chesterfield County's educational, physical and emotional development for students; and

WHEREAS, Mr. Stan Morgan, coach of the Midlothian High School Girls Varsity Cross Country Team completed his 42nd year of coaching; and

WHEREAS, under Mr. Morgan's and his staff's direction, the 2005 Midlothian Lady Trojans finished the regular season with a 7-0 record and an overall record of 10-0; and

WHEREAS, the Lady Trojans were the regular season and tournament champions in the Dominion District; and

WHEREAS, the Lady Trojans were the Central Region Champions; and

WHEREAS, the Lady Trojans were the State AAA Girls Cross Country Champions and were ranked #4 in the southeast; and

WHEREAS, team members include M.C. Miller, Samantha Dow, Erin Stehle, Tierney Willard, Paige Johnston, Mariah Landry and Anne Tenser.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 8th day of February 2006, publicly recognizes the 2005 Midlothian High School Girls Varsity Cross Country Team for its outstanding representation of Chesterfield County.

AND BE IT FURTHER RESOLVED, that the Board of Supervisors, on behalf of the citizens of Chesterfield County, hereby commends the 2005 Lady Trojans for their commitment to excellence and sportsmanship and expresses best wishes for continued success.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: February 8, 2006

Item Number: 16.A.

Subject:

Public Hearing to Consider the Appropriation of an Annual Refund in the Amount of \$603,032 from the Riverside Regional Jail Authority to Offset Expected Shortfalls in the County's Regional Jail Budget

County Administrator's Comments:

Conduct hearing and appropriate funds

County Administrator:

TBS Hammer for UBR

Board Action Requested:

Hold a public hearing to consider the appropriation of a refund of per diem payments in the amount of \$603,032 received from the Riverside Regional Jail Authority. The refund will be used to offset the expected shortfall in the county's regional jail budget for this fiscal year.

Summary of Information:

For the past several years, the county has received an annual refund from the Riverside Regional Jail Authority for per diem payments. This refund is proportional to the revenues generated by Chesterfield for the regional jail and has been used to cover annual shortfalls in the county's regional jail budget.

This date and time has been scheduled to hold a public hearing to consider the appropriation of the refund from the Riverside Regional Jail Authority (RRJA). During FY2005, the RRJA generated excess funds in the amount of \$2,282,668 by selling beds to federal agencies, contracting with the State to hold inmates under the Jail Contract Bed program, and selling beds to member and non-member jurisdictions.

The Authority voted to refund \$1,182,668 of the excess revenue to participating localities. This amount represents approximately fifty-two percent of the excess revenue, of which \$603,032 is Chesterfield County's share. The remaining \$1 million will be held in reserve in the event it is needed for the jail expansion.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

Attachments:

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Yes

☒

No

#000129

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: February 8, 2006

Summary of Information (continued)

In FY2004 and FY2005, the average daily population for Chesterfield at the Riverside Regional Jail was 527 and 500, respectively. The average daily population for FY2006 through November has been 503. The average daily population for all of FY2006 is projected to reach 528, resulting in projected per diem payments totaling more than \$7.1 million. Staff recommends that the refund of \$603,032 be used to offset the per diem expense.

It is uncertain whether refunds will be forthcoming in future years. Member jurisdictions continue to increase their utilization of beds, leaving less space for federal inmates, Jail Contract Beds, and non-member jurisdictions. Utilization of beds by member jurisdictions at the regional jail has reached a level that has triggered its expansion. It is possible that any additional revenue generated at the regional jail will be used to offset the cost of construction.

000130



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: February 8, 2006

Item Number: 16.B.

Subject:

Public Hearing to Consider Establishing a Tax Exemption Classification Pertaining to Volunteer Rescue Squads and Fire Companies

County Administrator's Comments:

Recommend approval.

County Administrator: BSHanner for CBR

Board Action Requested:

The Board is requested to hold a public hearing on February 8, 2006, and adopt the attached tax exemption ordinance pertaining to volunteer rescue squads and fire companies in the County.

Summary of Information:

The Board previously enacted the County's revenue recovery ordinance to establish fees for the provision of emergency ambulance transports in order to recover available third-party payments. At the inception of the program, one of the four volunteer rescue squads operating in the County chose to participate. Later, it was discovered that the application of an old state code tax exemption statute could result in the loss of a volunteer squad's local tax exempt status by virtue of charging a fee for service. The potential loss of tax exempt status was not anticipated by the County or the volunteer rescue squads and was not an intended consequence when the County adopted the revenue recovery ordinance.

As a result, a legislative item was proposed for the 2005 General Assembly that would have amended the state code provision in question that classified volunteer rescue squads and volunteer fire departments that operated without charge as tax exempt. The proposed amendment to the state code would have

Preparer: Steven L. Micas

Title: County Attorney
1305:70406.2 (70407.1)

Attachments:



Yes



No

000131

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 3

clarified that volunteer rescue squads who charge for service would also maintain their tax exempt status.

During the legislative process, the legislative services division of the General Assembly took the position that the General Assembly now lacked the authority to amend this particular language because of recently enacted Virginia Code Section 58.1-3651, which was made effective retroactive to January 1, 2003. Virginia Code Section 58.1-3651 gave localities, instead of the General Assembly, the authority to exempt property from taxation by ordinances adopted after January 1, 2003. In addition, this legislation was unusual because it also specifically allowed localities to exempt such property retroactively to January 1, 2003.

The Board has set this date for a public hearing to consider an ordinance that would exempt property owned by appropriately licensed or permitted volunteer rescue squads and fire companies, operated on a non-profit basis, from local real estate and personal property taxes. This ordinance would clarify that qualifying volunteer rescue squads are exempt regardless of whether or not the volunteer squad charges a fee for service under the revenue recovery program. Nothing in the proposed ordinance will affect the existing exemptions granted to volunteer rescue squads and fire companies by the General Assembly prior to January 1, 2003.

A copy of the proposed Ordinance is attached.

1305:70406.2(70407.1)

000132

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY
OF CHESTERFIELD, 1997, AS AMENDED, BY
ENACTING SECTION 9-8 RELATING TO
CLASSIFICATION OF PROPERTY OWNED BY
VOLUNTEER RESCUE SQUADS AND
VOLUNTEER FIRE COMPANIES AS TAX EXEMPT

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) *That Section 9-8 of the Code of the County of Chesterfield, 1997, as amended, is enacted to read as follows:*

Sec. 9-8. Classification of property owned by volunteer rescue squads and volunteer fire companies as tax exempt.

Effective January 1, 2003, pursuant to Virginia Code Section 58.1-3651 and subsection 6(a)(6) of Article X of the Constitution of Virginia, properly licensed or permitted non-profit volunteer rescue squads and volunteer fire companies which operate for the benefit of the general public are classified as charitable and benevolent organizations and are exempt from local real and personal property taxation. This exemption is contingent on the continued use of the property owned by such volunteer rescue squads and volunteer fire companies in accordance with the purpose for which the organization is classified. Nothing in this section shall affect the validity of either a classification exemption or a designation exemption granted by the General Assembly prior to January 1, 2003.

(2) *That this ordinance shall become effective immediately upon adoption.*



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 16.C.

Subject:

Public Hearing to Consider Conveyance of a 2.7-Acre Parcel located at 7720 Virginia Pine Court to Dempsey Bradley

County Administrator's Comments:

Conduct public hearing

County Administrator:

BS Hammer for LBR

Board Action Requested:

Staff recommends that the Board of Supervisors authorize the County Administrator to enter into a contract approved by the County Attorney and to convey a 2.7 Acre Parcel located at 7720 Virginia Pine Court to Dempsey Bradley and authorize the County Administrator to enter into a purchase contract on terms approved by the County Attorney.

Summary of Information:

Dempsey L. Bradley, Sr. currently operates Bradley Mechanical Co, LLC. Mr. Bradley has been working with Economic Development to locate a site in the Airport Industrial Park to construct a speculative office, warehouse and/or manufacturing facility. Staff recommends the Board of Supervisors convey a parcel to Dempsey L. Bradley, Sr. for such purpose. Economic Development proposes to sell Dempsey L. Bradley, Sr. 2.71+/- acres at 7720 Virginia Pine Court (to be determined by survey) at \$55,000/acre exclusive of any wetlands. As is customary, proceeds from the sale will go into the Airport Industrial Park reserve for future economic development purposes. Staff recommends that the County Administrator be authorized to enter into a contract on terms approved by the County Attorney to convey this parcel.

Preparer: E. Wilson Davis, Jr.

Title: Director, Economic Development

Attachments:



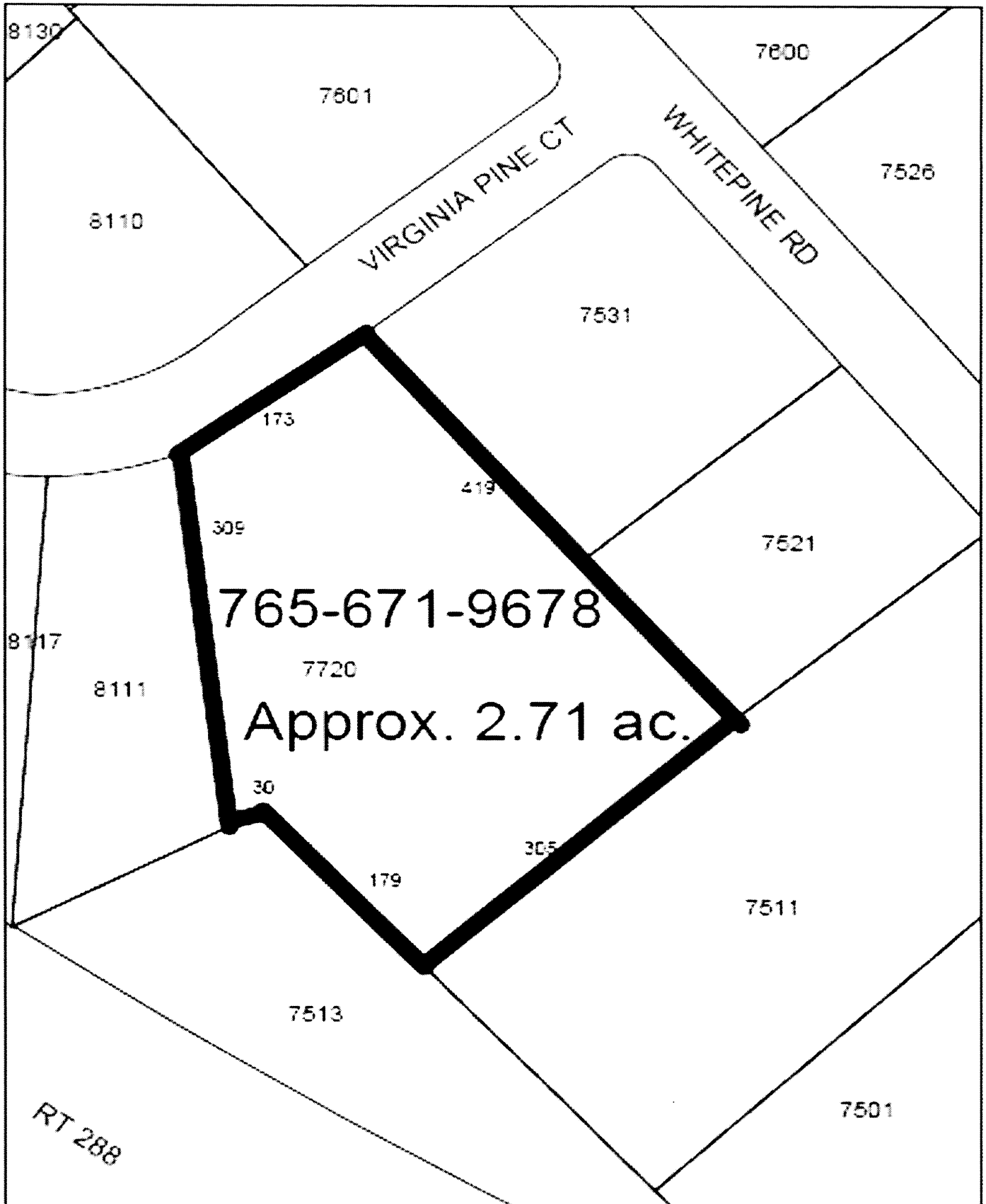
Yes



No

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000134



000135



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
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Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 16.D.

Subject: PUBLIC HEARING: Consider the Leasing of County Property at Meadowbrook High School

County Administrator's Comments:

Conduct hearing

County Administrator: *BS Hammer for UBR*

Board Action Requested: Approve the leasing of County property at Meadowbrook High School to Omnipoint Communications CAP Operations LLC, t/a T-MOBILE.

Summary of Information:

On January 14, 2004 the Board authorized T-Mobile to apply for conditional use for construction of a communications tower at Meadowbrook High School. On September 22, 2004 the conditional use was granted. An existing light pole at the football field will be replaced with a structure capable of supporting the lights and communications antenna. The equipment cabinet will be under the bleachers. The lease will be for five years at \$12,000 per year, with three five year renewal terms.

A public hearing is required to lease County property.

Approval is recommended.

Districts: Dale

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes



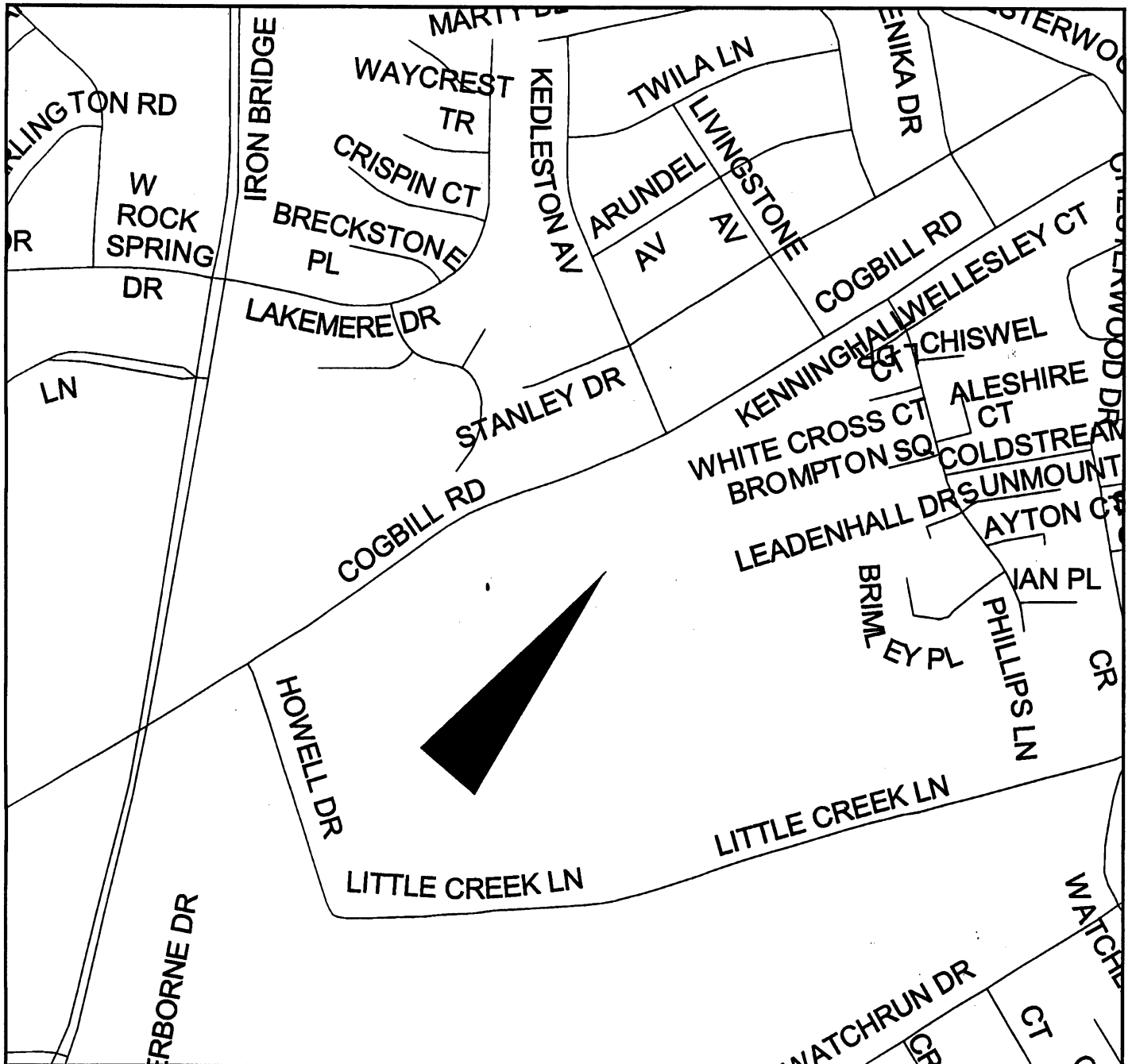
No

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000136

VICINITY SKETCH

Authorization for T- Mobile to Apply for Conditional Use for Construction
of a Communications Tower at Meadowbrook High School



Chesterfield County Department of Utilities
Right Of Way Office



000137



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: February 8, 2006

Item Number: 17.

Subject:

Adjournment and Notice of Next Scheduled Meeting of the Board
of Supervisors

County Administrator's Comments:

County Administrator: 73A Hammer for LBR

Board Action Requested:

Summary of Information:

Motion of adjournment and notice of a regularly scheduled meeting to be
held on February 22, 2006 at 3:30 p.m.

Preparer: Lisa H. Elko

Title: Clerk to the Board

Attachments:

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Yes

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No

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000138